

AUTO CR - LOG SUMMARY #1051210

TYPE: INFO

Incident Finding / Overall Case Finding

Description of Incident	Finding	Entered By	Entered Date
	NO AFFIDAVIT	HITT, MARK	12-SEP-2012

Reporting Party Information

	Role	Name	Star No.	Emp No.	UOA / UOD	Position	Sex	Race	Address	Phone
NON-CPD	Reporting Party Third Party	[REDACTED]					M		[REDACTED]	

Incident Information

Incident From Date/Time	Address of Incident	Beat	Dist. Of Occurrence	Location Code	Location Description
19-OCT-2010 11:04 - 19-OCT-2010 11:04	[REDACTED]	1611	016	290 - RESIDENCE	

Accused Members

	Role	Name	Star No.	Emp No.	UOA / UOD	Position	Status	Initial / Intake Allegation
CPD Employee	Accused	MATTHEWS, TAMARA	970	[REDACTED]	004 / 189	SERGEANT OF POLICE	ON Duty	The reporting party alleged that the accused Department member entered the victims' residence and damaged their property. The reporting party further alleged that the accused Department member used excessive force during the victims' arrests.
CPD Employee	Accused	O TOOLE, DANIEL	1522	[REDACTED]	189 /	SERGEANT OF POLICE	ON Duty	The reporting party alleged that the accused Department member entered the victims' residence and damaged their property. The reporting party further alleged that the accused Department member used excessive force during the victims' arrests.
CPD Employee	Accused	MC KENNA, SCOTT	3942	[REDACTED]	189 /	POLICE OFFICER	ON Duty	The reporting party alleged that the accused Department member entered the victims' residence and damaged their property. The reporting party further alleged that the accused Department member used excessive force during the victims' arrests.
CPD Employee	Accused	SCHUMPP, TIMOTHY	9207	[REDACTED]	022 / 189	POLICE OFFICER	ON Duty	
CPD Employee	Accused	STEC, LAWRENCE	1980	[REDACTED]	189 /	SERGEANT OF POLICE	ON Duty	The reporting party alleged that the accused Department member entered the victims' residence and damaged their property. The reporting party further alleged that the accused Department member used excessive force during the victims' arrests.
CPD Employee	Accused	GUTKOWSKI, MARK	16228	[REDACTED]	189 /	POLICE OFFICER	ON Duty	The reporting party alleged that the accused Department member entered the victims' residence and damaged their property. The reporting party further alleged that the accused Department member used excessive force during the victims' arrests.
CPD Employee	Accused	GARZA, NORA	12988	[REDACTED]	012 /	POLICE OFFICER	ON Duty	The reporting party alleged that the accused Department member entered the victims' residence and damaged their property. The reporting party further alleged that the accused Department member used excessive force during the victims' arrests.
CPD Employee	Accused	GUZMAN, DAVID	12877	[REDACTED]	005 / 189	POLICE OFFICER	ON Duty	
CPD Employee	Accused	KILROY JR, WILLIAM		[REDACTED]	196 /	LIEUTENANT OF POLICE	ON Duty	The reporting party alleged that the accused Department member entered the victims' residence and damaged their property. The reporting party further alleged that the accused Department member used excessive force during the victims' arrests.

Other Involved Parties

Other Involved Parties

Role	Name	Star No.	Emp No.	UOA / UOD	Position	Sex	Race	Address	Phone
NON-CPD	Victim/Subject					M	VWH		
NON-CPD	Victim/Subject					F	WHL		

Involved Party Associations

Role	Rep. Party Name	Related Person	Relationship
Reporting Party Third Party		SCHUMPP, TIMOTHY	NO RELATIONSHIP
Reporting Party Third Party		GUZMAN, DAVID	NO RELATIONSHIP
Reporting Party Third Party		GUTKOWSKI, MARK	NO RELATIONSHIP
Reporting Party Third Party		KILROY JR, WILLIAM	NO RELATIONSHIP
Reporting Party Third Party		MC KENNA, SCOTT	NO RELATIONSHIP
Reporting Party Third Party		GARZA, NORA	NIECE
Reporting Party Third Party		O TOOLE, DANIEL	NO RELATIONSHIP
Reporting Party Third Party		MATTHEWS, TAMARA	NO RELATIONSHIP
Reporting Party Third Party		STEC, LAWRENCE	NO RELATIONSHIP
Reporting Party Third Party			LAWYER
Reporting Party Third Party			LAWYER

Incident Details

CR Required?		Manner Incident Received?	PAX
Confidential?		Biased Language?	N
Extraordinary Occurrence?	N	Bias Based Profiling?	N
Police Shooting (U)?	N	Alcohol Related?	N
Non Disciplinary Intervention:	N	Pursuit Related?	N
Initial Assignment:	IPRA	Violence in Workplace?	N
Notify IAD Immediately?	N	Domestic Violence?	N
EEO Complaint No.:		Civil Suit Settled Date:	
Civil Suit No.:	11 C 7171	Notify Chief?	
Notify Chief Administator?	N	Notification Does Not Apply?	Y
Notify Coordinator?			
Notification Other?	N		
Notification Comments:	PO FABIAN STAR# 17699		

Incident Category List

Incident Category	Primary?	Initial?
05R - GROUP 05 - OFFICE OF PROFESSIONAL STANDARDS INVESTIGATIONS CIVIL SUITS - THIRD PARTY	Y	Y
05R - GROUP 05 - OFFICE OF PROFESSIONAL STANDARDS INVESTIGATIONS CIVIL SUITS - THIRD PARTY		N

Investigator History

Investigator	Type	Assigned Team	Assigned Date	Scheduled End Date	Investigation End Date	No. of Days
RICHMOND, JOHNNA	Primary	GENERAL FIELD 5	18-JAN-2012	14-SEP-2012	06-SEP-2012	232
HITT, MARK	Supervisor	GENERAL FIELD 5	18-JAN-2012	17-APR-2012	06-SEP-2012	

Extension History

Name	Previous Scheduled End Date	Extended Scheduled End Date	Date Certified Letter Sent	Reason Selected	Explanation	Extension Report Date	Approved By	Approved Date	Approval Comments
RICHMOND, JOHNNA	15-AUG-2012	14-SEP-2012		OTHER (DESCRIBE)	waiting response from [REDACTED]	21-AUG-2012	HITT, MARK	22-AUG-2012	
RICHMOND, JOHNNA	16-JUL-2012	15-AUG-2012		OTHER (DESCRIBE)	waiting response from [REDACTED]	06-AUG-2012	HITT, MARK	07-AUG-2012	
RICHMOND, JOHNNA	16-JUN-2012	16-JUL-2012		OTHER (DESCRIBE)	waiting response from attorney	06-AUG-2012	HITT, MARK	07-AUG-2012	

Extension History

Name	Previous Scheduled End Date	Extended Scheduled End Date	Date Certified Letter Sent	Reason Selected	Explanation	Extension Report Date	Approved By	Approved Date	Approval Comments
RICHMOND, JOHNNA	17-MAY-2012	16-JUN-2012		OTHER (DESCRIBE)	signed certified receipts from [REDACTED] and [REDACTED]	06-AUG-2012	HITT, MARK	07-AUG-2012	
RICHMOND, JOHNNA	17-APR-2012	17-MAY-2012	25-JAN-2012	OTHER (DESCRIBE)	[REDACTED] certified letter sent to Attorney [REDACTED]	06-AUG-2012	HITT, MARK	07-AUG-2012	

Current Allegations

Accused Name	Seq. No.	Allegation	Category	Subcategory	Finding
GUTKOWSKI, MARK	1	It is alleged that the accused entered the residence without justification.	016 GROUP 16 - SEARCH WARRANTS	IMPROPER SERVICE OF WARRANT	NO AFFIDAVIT
GUTKOWSKI, MARK	2	It is alleged that the accused searched the residence without justification.	003 GROUP 03 - IMPROPER SEARCH	SEARCH OF PREMISE - PROPERTY / USC TAKEN	NO AFFIDAVIT
GUTKOWSKI, MARK	3	It is alleged that the accused damaged the residence and personal property.	016 GROUP 16 - SEARCH WARRANTS	DAMAGE PROPERTY	NO AFFIDAVIT
GUTKOWSKI, MARK	4	It is alleged that the accused used excessive force on the victims.	05B OPS SUBCODE 05B	MISCELLANEOUS	NO AFFIDAVIT
GARZA, NORA	1	It is alleged that the accused entered the residence without justification.	016 GROUP 16 - SEARCH WARRANTS	IMPROPER SERVICE OF WARRANT	NO AFFIDAVIT
GARZA, NORA	2	It is alleged that the accused searched the residence without justification.	003 GROUP 03 - IMPROPER SEARCH	SEARCH OF PREMISE - PROPERTY / USC TAKEN	NO AFFIDAVIT
GARZA, NORA	3	It is alleged that the accused damaged the residence and personal property.	016 GROUP 16 - SEARCH WARRANTS	DAMAGE PROPERTY	NO AFFIDAVIT
GARZA, NORA	4	It is alleged that the accused used excessive force on the victims.	05B OPS SUBCODE 05B	MISCELLANEOUS	EXONERATED
KILROY JR, WILLIAM	1	It is alleged that the accused entered the residence without justification.	016 GROUP 16 - SEARCH WARRANTS	IMPROPER SERVICE OF WARRANT	NO AFFIDAVIT
KILROY JR, WILLIAM	2	It is alleged that the accused searched the residence without justification.	003 GROUP 03 - IMPROPER SEARCH	SEARCH OF PREMISE - PROPERTY / USC TAKEN	NO AFFIDAVIT
KILROY JR, WILLIAM	3	It is alleged that the accused damaged the residence and personal property.	016 GROUP 16 - SEARCH WARRANTS	DAMAGE PROPERTY	NO AFFIDAVIT
KILROY JR, WILLIAM	4	It is alleged that the accused used excessive force on the victims.	05B OPS SUBCODE 05B	MISCELLANEOUS	NO AFFIDAVIT
MATTHEWS, TAMARA	1	It is alleged that the accused entered the residence without justification.	016 GROUP 16 - SEARCH WARRANTS	IMPROPER SERVICE OF WARRANT	NO AFFIDAVIT
MATTHEWS, TAMARA	2	It is alleged that the accused searched the residence without justification.	003 GROUP 03 - IMPROPER SEARCH	SEARCH OF PREMISE - PROPERTY / USC TAKEN	NO AFFIDAVIT
MATTHEWS, TAMARA	3	It is alleged that the accused damaged the residence and personal property.	016 GROUP 16 - SEARCH WARRANTS	DAMAGE PROPERTY	NO AFFIDAVIT
MATTHEWS, TAMARA	4	It is alleged that the accused used excessive force against the victims.	05B OPS SUBCODE 05B	MISCELLANEOUS	NO AFFIDAVIT
MC KENNA, SCOTT	1	It is alleged that the accused entered the residence without justification.	016 GROUP 16 - SEARCH WARRANTS	IMPROPER SERVICE OF WARRANT	NO AFFIDAVIT
MC KENNA, SCOTT	2	It is alleged that the accused searched the residence without justification.	003 GROUP 03 - IMPROPER SEARCH	SEARCH OF PREMISE - PROPERTY / USC TAKEN	NO AFFIDAVIT
MC KENNA, SCOTT	3	It is alleged that the accused damaged the residence and personal property.	016 GROUP 16 - SEARCH WARRANTS	DAMAGE PROPERTY	NO AFFIDAVIT
MC KENNA, SCOTT	4	It is alleged that the accused used excessive force on the victims.	05B OPS SUBCODE 05B	MISCELLANEOUS	NO AFFIDAVIT
O TOOLE, DANIEL	1	It is alleged that the accused entered the residence without justification.	016 GROUP 16 - SEARCH WARRANTS	IMPROPER SERVICE OF WARRANT	NO AFFIDAVIT
O TOOLE, DANIEL	2	It is alleged that the accused searched the residence without justification.	003 GROUP 03 - IMPROPER SEARCH	SEARCH OF PREMISE - PROPERTY / USC TAKEN	NO AFFIDAVIT
O TOOLE, DANIEL	3	It is alleged that the accused damaged the residence and personal property.	016 GROUP 16 - SEARCH WARRANTS	DAMAGE PROPERTY	NO AFFIDAVIT
O TOOLE, DANIEL	4	It is alleged that the accused used excessive force on the victims.	05B OPS SUBCODE 05B	MISCELLANEOUS	NO AFFIDAVIT
STEC, LAWRENCE	1	It is alleged that the accused entered the residence without justification.	016 GROUP 16 - SEARCH WARRANTS	IMPROPER SERVICE OF WARRANT	NO AFFIDAVIT
STEC, LAWRENCE	2	It is alleged that the accused searched the residence without justification.	003 GROUP 03 - IMPROPER SEARCH	SEARCH OF PREMISE - PROPERTY / USC TAKEN	NO AFFIDAVIT
STEC, LAWRENCE	3	It is alleged that the accused damaged the residence and personal property.	016 GROUP 16 - SEARCH WARRANTS	DAMAGE PROPERTY	NO AFFIDAVIT
STEC, LAWRENCE	4	It is alleged that the accused used excessive force against the victims.	05B OPS SUBCODE 05B	MISCELLANEOUS	NO AFFIDAVIT
SCHUMPP, TIMOTHY	1	It is alleged that the accused entered the residence without justification.	016 GROUP 16 - SEARCH WARRANTS	IMPROPER SERVICE OF WARRANT	NO AFFIDAVIT
SCHUMPP, TIMOTHY	2	It is alleged that the accused searched the residence without justification.	003 GROUP 03 - IMPROPER SEARCH	SEARCH OF PREMISE - PROPERTY / USC TAKEN	NO AFFIDAVIT
SCHUMPP, TIMOTHY	3	It is alleged that the accused damaged the residence and personal property.	016 GROUP 16 - SEARCH WARRANTS	DAMAGE PROPERTY	NO AFFIDAVIT
SCHUMPP, TIMOTHY	4	It is alleged that the accused used excessive force against the victims.	05B OPS SUBCODE 05B	MISCELLANEOUS	NO AFFIDAVIT
GUZMAN, DAVID	1	It is alleged that the accused entered the residence without justification.	016 GROUP 16 - SEARCH WARRANTS	IMPROPER SERVICE OF WARRANT	NO AFFIDAVIT
GUZMAN, DAVID	2	It is alleged that the accused searched the residence without justification.	003 GROUP 03 - IMPROPER SEARCH	SEARCH OF PREMISE - PROPERTY / USC TAKEN	NO AFFIDAVIT
GUZMAN, DAVID	3	It is alleged that the accused damaged the residence and personal property.	016 GROUP 16 - SEARCH WARRANTS	DAMAGE PROPERTY	NO AFFIDAVIT
GUZMAN, DAVID	4	It is alleged that the accused used excessive force against the victims.	05B OPS SUBCODE 05B	MISCELLANEOUS	NO AFFIDAVIT

Situations (Allegation Details)

Situations (Allegation Details)

Accused Name	Alleg. No.	Situation	Victim/Offender Armed?	Weapon Types	Weapon Other	Weapon Recovered?	Deceased?
MC KENNA, SCOTT	4	NO ARREST					
GUZMAN, DAVID	4	NO ARREST					

Status History

Resulting Status	Status Date/Time	Created By	Position	UOA / UOD	Comments
CLOSED/NO CONVERSION	12-SEP-2012 12:41	HITT, MARK	SUPERVISING INV COPA	113 /	
CLOSED AT C.O.P.A.	12-SEP-2012 12:10	HITT, MARK	SUPERVISING INV COPA	113 /	
PENDING INVESTIGATIVE REVIEW	06-SEP-2012 12:44	RICHMOND, JOHNNA	INVESTIGATOR 2 COPA	113 /	
PENDING INVESTIGATION	18-JAN-2012 02:03	HITT, MARK	SUPERVISING INV COPA	113 /	
PENDING ASSIGN INVESTIGATOR	18-JAN-2012 11:29	STOUTENBOROUGH, ANDREA	SUPERVISING INV COPA	113 /	
PENDING ASSIGN TEAM	17-JAN-2012 03:47	ROBERTS, GEORGE	SUPERVISING INVESTIGATOR	113 /	
PENDING SUPERVISOR REVIEW	15-JAN-2012 07:10	TOPPINS, YOLANDA	INTAKE AIDE	113 /	
PRELIMINARY	12-JAN-2012 06:07	DEAN, BRUCE	SUPERVISING INV COPA	113 /	civil suit #
PRELIMINARY	12-JAN-2012 05:59	DEAN, BRUCE	SUPERVISING INV COPA	113 /	member
PENDING SUPERVISOR REVIEW	12-JAN-2012 05:56	DEAN, BRUCE	SUPERVISING INV COPA	113 /	
PRELIMINARY	12-JAN-2012 05:56	DEAN, BRUCE	SUPERVISING INV COPA	113 /	
PRELIMINARY	12-JAN-2012 05:39	DEAN, BRUCE	SUPERVISING INV COPA	113 /	edit
PENDING SUPERVISOR REVIEW	12-JAN-2012 03:02	TOPPINS, YOLANDA	INTAKE AIDE	113 /	
PRELIMINARY	12-JAN-2012 11:17	TOPPINS, YOLANDA	INTAKE AIDE	113 /	

Attachments

No.	Type	Related Person	No. of Pages	Narrative	Original in File	Entered By	Entered Date/Time	Status	Approve Content	Approve Inclusion
1	FACE SHEET					TOPPINS, YOLANDA	12-JAN-2012 11:17			
1	INVESTIGATION					HITT, MARK	18-JAN-2012 02:04			
2	CONFLICT CERTIFICATION					HITT, MARK	18-JAN-2012 02:03			
3	CONFLICT CERTIFICATION					RICHMOND, JOHNNA	18-JAN-2012 04:07			
4	DOCUMENTS - INVESTIGATION		7	CASE# [REDACTED]	Y	BROWN, DANITA	26-JAN-2012 02:48	APPROVED		
5	DOCUMENTS - INVESTIGATION		26	CIVIL ACTION # [REDACTED]		BROWN, DANITA	26-JAN-2012 02:49	APPROVED		
6	DOCUMENTS - INVESTIGATION		9	CASE# [REDACTED]		BROWN, DANITA	26-JAN-2012 02:50	APPROVED		
7	DOCUMENTS - INVESTIGATION		1	SEARCH WARRANT PACKET		BROWN, DANITA	26-JAN-2012 02:51	APPROVED		
8	DOCUMENTS - INVESTIGATION		2	COMPLAINT FOR		BROWN, DANITA	26-JAN-2012 02:52	APPROVED		
9	DOCUMENTS - INVESTIGATION		1	[REDACTED]		BROWN, DANITA	26-JAN-2012 02:53	APPROVED		
10	DOCUMENTS - INVESTIGATION		1	[REDACTED]		BROWN, DANITA	26-JAN-2012 02:53	APPROVED		
11	DOCUMENTS - INVESTIGATION		2	[REDACTED] POSSESSION OF CANNABIS		BROWN, DANITA	26-JAN-2012 02:54	APPROVED		
12	DOCUMENTS - INVESTIGATION		3	[REDACTED]		BROWN, DANITA	26-JAN-2012 02:55	APPROVED		
13	DOCUMENTS - INVESTIGATION		1	[REDACTED]		BROWN, DANITA	26-JAN-2012 02:56	APPROVED		
14	DOCUMENTS - INVESTIGATION		1	ATTY [REDACTED]		BROWN, DANITA	26-JAN-2012 02:57	APPROVED		
15	DOCUMENTS - INVESTIGATION		1	domestic return receipt from Atty. [REDACTED]	Y	RICHMOND, JOHNNA	06-AUG-2012 11:33	APPROVED		
16	DOCUMENTS - INVESTIGATION		2	domestic return receipt from [REDACTED]	Y	RICHMOND, JOHNNA	06-AUG-2012 11:34	APPROVED		
17	DOCUMENTS - INVESTIGATION		1	[REDACTED]	Y	RICHMOND, JOHNNA	06-SEP-2012 10:44	APPROVED		

Review Incident

Review Type	Accused/Involved Member Name	Result Type	Reviewed By	Position	Unit	Review Date	Remarks
INVESTIGATIVE SUPERVISOR REVIEW		SUBMITTED	HITT, MARK	SUPERVISING INV COPA	113	12-SEP-2012 12:41	Several attempts were made to have the Reporting Party sign the Sworn Complaint Affidavit as required by the Illinois Uniform Peace Officers Disciplinary Act, and advising him that failure to do so may result in the termination of this investigation. The Reporting Party has failed to sign the Sworn Affidavit or cooperate with this investigation. Should the Reporting Party sign the Sworn Affidavit or additional information becomes available, this investigation can be re-opened. At this time this investigation will be closed with a finding of "No Affidavit".

Review Accused

Review Type	Accused/Involved Member Name	Result Type	Reviewed By	Position	Unit	Review Date	Remarks
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Accused Finding History

Accused	Allegation	Reviewed By	Reviewed Date/Time	CCR?	Concur?	Finding	Finding Comments
GUTKOWSKI, MARK	1. It is alleged that the accused entered the residence without...	HITT, MARK	12-SEP-2012 12:41			NO AFFIDAVIT	
GUTKOWSKI, MARK	2. It is alleged that the accused searched the residence withou...	HITT, MARK	12-SEP-2012 12:41			NO AFFIDAVIT	
GUTKOWSKI, MARK	3. It is alleged that the accused damaged the residence and per...	HITT, MARK	12-SEP-2012 12:41			NO AFFIDAVIT	
GUTKOWSKI, MARK	4. It is alleged that the accused used excessive force on the v...	HITT, MARK	12-SEP-2012 12:41			NO AFFIDAVIT	
GARZA, NORA	1. It is alleged that the accused entered the residence without...	HITT, MARK	12-SEP-2012 12:41			NO AFFIDAVIT	
GARZA, NORA	2. It is alleged that the accused searched the residence withou...	HITT, MARK	12-SEP-2012 12:41			NO AFFIDAVIT	
GARZA, NORA	3. It is alleged that the accused damaged the residence and per...	HITT, MARK	12-SEP-2012 12:41			NO AFFIDAVIT	
GARZA, NORA	4. It is alleged that the accused used excessive force on the v...	HITT, MARK	12-SEP-2012 12:41			EXONERATED	
KILROY JR, WILLIAM	1. It is alleged that the accused entered the residence without...	HITT, MARK	12-SEP-2012 12:41			NO AFFIDAVIT	
KILROY JR, WILLIAM	2. It is alleged that the accused searched the residence withou...	HITT, MARK	12-SEP-2012 12:41			NO AFFIDAVIT	
KILROY JR, WILLIAM	3. It is alleged that the accused damaged the residence and per...	HITT, MARK	12-SEP-2012 12:41			NO AFFIDAVIT	
KILROY JR, WILLIAM	4. It is alleged that the accused used excessive force on the v...	HITT, MARK	12-SEP-2012 12:41			NO AFFIDAVIT	
MATTHEWS, TAMARA	1. It is alleged that the accused entered the residence without...	HITT, MARK	12-SEP-2012 12:41			NO AFFIDAVIT	
MATTHEWS, TAMARA	2. It is alleged that the accused searched the residence withou...	HITT, MARK	12-SEP-2012 12:41			NO AFFIDAVIT	
MATTHEWS, TAMARA	3. It is alleged that the accused damaged the residence and per...	HITT, MARK	12-SEP-2012 12:41			NO AFFIDAVIT	
MATTHEWS, TAMARA	4. It is alleged that the accused used excessive force against...	HITT, MARK	12-SEP-2012 12:41			NO AFFIDAVIT	
MC KENNA, SCOTT	1. It is alleged that the accused entered the residence without...	HITT, MARK	12-SEP-2012 12:41			NO AFFIDAVIT	
MC KENNA, SCOTT	2. It is alleged that the accused searched the residence withou...	HITT, MARK	12-SEP-2012 12:41			NO AFFIDAVIT	
MC KENNA, SCOTT	3. It is alleged that the accused damaged the residence and per...	HITT, MARK	12-SEP-2012 12:41			NO AFFIDAVIT	

Accused Finding History

Accused	Allegation	Reviewed By	Reviewed Date/Time	CCR?	Concur?	Finding	Finding Comments
MC KENNA, SCOTT	4. It is alleged that the accused used excessive force on the v...	HITT, MARK	12-SEP-2012 12:41			NO AFFIDAVIT	
O TOOLE, DANIEL	1. It is alleged that the accused entered the residence without...	HITT, MARK	12-SEP-2012 12:41			NO AFFIDAVIT	
O TOOLE, DANIEL	2. It is alleged that the accused searched the residence withou...	HITT, MARK	12-SEP-2012 12:41			NO AFFIDAVIT	
O TOOLE, DANIEL	3. It is alleged that the accused damaged the residence and per...	HITT, MARK	12-SEP-2012 12:41			NO AFFIDAVIT	
O TOOLE, DANIEL	4. It is alleged that the accused used excessives force on the ...	HITT, MARK	12-SEP-2012 12:41			NO AFFIDAVIT	
STEC, LAWRENCE	1. It is alleged that the accused entered the residence without...	HITT, MARK	12-SEP-2012 12:41			NO AFFIDAVIT	
STEC, LAWRENCE	2. It is alleged that the accused searched the residence withou...	HITT, MARK	12-SEP-2012 12:41			NO AFFIDAVIT	
STEC, LAWRENCE	3. It is alleged that the accused damaged the residence and per...	HITT, MARK	12-SEP-2012 12:41			NO AFFIDAVIT	
STEC, LAWRENCE	4. It is alleged that the accused used excessive force against ...	HITT, MARK	12-SEP-2012 12:41			NO AFFIDAVIT	
SCHUMPP, TIMOTHY	1. It is alleged that the accused entered the residence without...	HITT, MARK	12-SEP-2012 12:41			NO AFFIDAVIT	
SCHUMPP, TIMOTHY	2. It is alleged that the accused searced the residence without...	HITT, MARK	12-SEP-2012 12:41			NO AFFIDAVIT	
SCHUMPP, TIMOTHY	3. It is alleged that the accused damaged the residence and per...	HITT, MARK	12-SEP-2012 12:41			NO AFFIDAVIT	
SCHUMPP, TIMOTHY	4. It is alleged that the accused used excessive force against ...	HITT, MARK	12-SEP-2012 12:41			NO AFFIDAVIT	
GUZMAN, DAVID	1. It is alleged that the accused entered the residence without...	HITT, MARK	12-SEP-2012 12:41			NO AFFIDAVIT	
GUZMAN, DAVID	2. It is alleged that the accused searched the residence withou...	HITT, MARK	12-SEP-2012 12:41			NO AFFIDAVIT	
GUZMAN, DAVID	3. It is alleged that the accused damaged the residence and per...	HITT, MARK	12-SEP-2012 12:41			NO AFFIDAVIT	
GUZMAN, DAVID	4. It is alleged that the accused used excessive force against ...	HITT, MARK	12-SEP-2012 12:41			NO AFFIDAVIT	
GUTKOWSKI, MARK	1. It is alleged that the accused entered the residence without...	RICHMOND, JOHNNA	06-SEP-2012 12:44			NO AFFIDAVIT	
GUZMAN, DAVID	4. It is alleged that the accused used excessive force against ...	RICHMOND, JOHNNA	06-SEP-2012 12:44			NO AFFIDAVIT	
GUTKOWSKI, MARK	3. It is alleged that the accused damaged the residence and per...	RICHMOND, JOHNNA	06-SEP-2012 12:44			NO AFFIDAVIT	
GUTKOWSKI, MARK	4. It is alleged that the accused used excessive force on the v...	RICHMOND, JOHNNA	06-SEP-2012 12:44			NO AFFIDAVIT	
KILROY JR, WILLIAM	1. It is alleged that the accused entered the residence without...	RICHMOND, JOHNNA	06-SEP-2012 12:44			NO AFFIDAVIT	
KILROY JR, WILLIAM	2. It is alleged that the accused searched the residence withou...	RICHMOND, JOHNNA	06-SEP-2012 12:44			NO AFFIDAVIT	
KILROY JR, WILLIAM	3. It is alleged that the accused damaged the residence and per...	RICHMOND, JOHNNA	06-SEP-2012 12:44			NO AFFIDAVIT	
KILROY JR, WILLIAM	4. It is alleged that the accused used excessive force on the v...	RICHMOND, JOHNNA	06-SEP-2012 12:44			NO AFFIDAVIT	
MC KENNA, SCOTT	1. It is alleged that the accused entered the residence without...	RICHMOND, JOHNNA	06-SEP-2012 12:44			NO AFFIDAVIT	
MC KENNA, SCOTT	2. It is alleged that the accused searched the residence withou...	RICHMOND, JOHNNA	06-SEP-2012 12:44			NO AFFIDAVIT	
MC KENNA, SCOTT	3. It is alleged that the accused damaged the residence and per...	RICHMOND, JOHNNA	06-SEP-2012 12:44			NO AFFIDAVIT	
MC KENNA, SCOTT	4. It is alleged that the accused used excessive force on the v...	RICHMOND, JOHNNA	06-SEP-2012 12:44			NO AFFIDAVIT	

Accused Finding History

Accused	Allegation	Reviewed By	Reviewed Date/Time	CCR?	Concur?	Finding	Finding Comments
GARZA, NORA	1. It is alleged that the accused entered the residence without...	RICHMOND, JOHNNA	06-SEP-2012 12:44			NO AFFIDAVIT	
GARZA, NORA	2. It is alleged that the accused searched the residence withou...	RICHMOND, JOHNNA	06-SEP-2012 12:44			NO AFFIDAVIT	
GARZA, NORA	3. It is alleged that the accused damaged the residence and per...	RICHMOND, JOHNNA	06-SEP-2012 12:44			NO AFFIDAVIT	
GARZA, NORA	4. It is alleged that the accused used excessive force on the v...	RICHMOND, JOHNNA	06-SEP-2012 12:44			EXONERATED	
O TOOLE, DANIEL	1. It is alleged that the accused entered the residence without...	RICHMOND, JOHNNA	06-SEP-2012 12:44			NO AFFIDAVIT	
O TOOLE, DANIEL	2. It is alleged that the accused searched the residence withou...	RICHMOND, JOHNNA	06-SEP-2012 12:44			NO AFFIDAVIT	
O TOOLE, DANIEL	3. It is alleged that the accused damaged the residence and per...	RICHMOND, JOHNNA	06-SEP-2012 12:44			NO AFFIDAVIT	
O TOOLE, DANIEL	4. It is alleged that the accused used excessives force on the ...	RICHMOND, JOHNNA	06-SEP-2012 12:44			NO AFFIDAVIT	
MATTHEWS, TAMARA	1. It is alleged that the accused entered the residence without...	RICHMOND, JOHNNA	06-SEP-2012 12:44			NO AFFIDAVIT	
MATTHEWS, TAMARA	2. It is alleged that the accused searched the residence withou...	RICHMOND, JOHNNA	06-SEP-2012 12:44			NO AFFIDAVIT	
MATTHEWS, TAMARA	3. It is alleged that the accused damaged the residence and per...	RICHMOND, JOHNNA	06-SEP-2012 12:44			NO AFFIDAVIT	
MATTHEWS, TAMARA	4. It is alleged that the accused used excessive force against ...	RICHMOND, JOHNNA	06-SEP-2012 12:44			NO AFFIDAVIT	
STEC, LAWRENCE	1. It is alleged that the accused entered the residence without...	RICHMOND, JOHNNA	06-SEP-2012 12:44			NO AFFIDAVIT	
STEC, LAWRENCE	2. It is alleged that the accused searched the residence withou...	RICHMOND, JOHNNA	06-SEP-2012 12:44			NO AFFIDAVIT	
STEC, LAWRENCE	3. It is alleged that the accused damaged the residence and per...	RICHMOND, JOHNNA	06-SEP-2012 12:44			NO AFFIDAVIT	
STEC, LAWRENCE	4. It is alleged that the accused used excessive force against ...	RICHMOND, JOHNNA	06-SEP-2012 12:44			NO AFFIDAVIT	
SCHUMPP, TIMOTHY	1. It is alleged that the accused entered the residence without...	RICHMOND, JOHNNA	06-SEP-2012 12:44			NO AFFIDAVIT	
SCHUMPP, TIMOTHY	2. It is alleged that the accused searced the residence without...	RICHMOND, JOHNNA	06-SEP-2012 12:44			NO AFFIDAVIT	
SCHUMPP, TIMOTHY	3. It is alleged that the accused damaged the residence and per...	RICHMOND, JOHNNA	06-SEP-2012 12:44			NO AFFIDAVIT	
SCHUMPP, TIMOTHY	4. It is alleged that the accused used excessive force against ...	RICHMOND, JOHNNA	06-SEP-2012 12:44			NO AFFIDAVIT	
GUZMAN, DAVID	1. It is alleged that the accused entered the residence without...	RICHMOND, JOHNNA	06-SEP-2012 12:44			NO AFFIDAVIT	
GUZMAN, DAVID	2. It is alleged that the accused searched the residence withou...	RICHMOND, JOHNNA	06-SEP-2012 12:44			NO AFFIDAVIT	
GUZMAN, DAVID	3. It is alleged that the accused damaged the residence and per...	RICHMOND, JOHNNA	06-SEP-2012 12:44			NO AFFIDAVIT	
GUTKOWSKI, MARK	2. It is alleged that the accused searched the residence withou...	RICHMOND, JOHNNA	06-SEP-2012 12:44			NO AFFIDAVIT	

Accused Penalty History

Accused	Reviewed By	Reviewed Date/Time	CCR?	Concur?	Penalty	Penalty Comments
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Findings

Accused Name	Allegations	Category	Concur?	Findings	Comments
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Findings

Accused Name	Allegations	Category	Concur?	Findings	Comments
GUTKOWSKI, MARK	It is alleged that the accused entered the residence without justification.	016 GROUP 16 - SEARCH WARRANTS		NO AFFIDAVIT	
GUTKOWSKI, MARK	It is alleged that the accused searched the residence without justification.	003 GROUP 03 - IMPROPER SEARCH		NO AFFIDAVIT	
GUTKOWSKI, MARK	It is alleged that the accused damaged the residence and personal property.	016 GROUP 16 - SEARCH WARRANTS		NO AFFIDAVIT	
GUTKOWSKI, MARK	It is alleged that the accused used excessive force on the victims.	05B OPS SUBCODE 05B		NO AFFIDAVIT	
GARZA, NORA	It is alleged that the accused entered the residence without justification.	016 GROUP 16 - SEARCH WARRANTS		NO AFFIDAVIT	
GARZA, NORA	It is alleged that the accused searched the residence without justification.	003 GROUP 03 - IMPROPER SEARCH		NO AFFIDAVIT	
GARZA, NORA	It is alleged that the accused damaged the residence and personal property.	016 GROUP 16 - SEARCH WARRANTS		NO AFFIDAVIT	
GARZA, NORA	It is alleged that the accused used excessive force on the victims.	05B OPS SUBCODE 05B		EXONERATED	
KILROY JR, WILLIAM	It is alleged that the accused entered the residence without justification.	016 GROUP 16 - SEARCH WARRANTS		NO AFFIDAVIT	
KILROY JR, WILLIAM	It is alleged that the accused searched the residence without justification.	003 GROUP 03 - IMPROPER SEARCH		NO AFFIDAVIT	
KILROY JR, WILLIAM	It is alleged that the accused damaged the residence and personal property.	016 GROUP 16 - SEARCH WARRANTS		NO AFFIDAVIT	
KILROY JR, WILLIAM	It is alleged that the accused used excessive force on the victims.	05B OPS SUBCODE 05B		NO AFFIDAVIT	
MATTHEWS, TAMARA	It is alleged that the accused entered the residence without justification.	016 GROUP 16 - SEARCH WARRANTS		NO AFFIDAVIT	
MATTHEWS, TAMARA	It is alleged that the accused searched the residence without justification.	003 GROUP 03 - IMPROPER SEARCH		NO AFFIDAVIT	
MATTHEWS, TAMARA	It is alleged that the accused damaged the residence and personal property.	016 GROUP 16 - SEARCH WARRANTS		NO AFFIDAVIT	
MATTHEWS, TAMARA	It is alleged that the accused used excessive force against the victims.	05B OPS SUBCODE 05B		NO AFFIDAVIT	
MC KENNA, SCOTT	It is alleged that the accused entered the residence without justification.	016 GROUP 16 - SEARCH WARRANTS		NO AFFIDAVIT	
MC KENNA, SCOTT	It is alleged that the accused searched the residence without justification.	003 GROUP 03 - IMPROPER SEARCH		NO AFFIDAVIT	
MC KENNA, SCOTT	It is alleged that the accused damaged the residence and personal property.	016 GROUP 16 - SEARCH WARRANTS		NO AFFIDAVIT	
MC KENNA, SCOTT	It is alleged that the accused used excessive force on the victims.	05B OPS SUBCODE 05B		NO AFFIDAVIT	
O TOOLE, DANIEL	It is alleged that the accused entered the residence without justification.	016 GROUP 16 - SEARCH WARRANTS		NO AFFIDAVIT	
O TOOLE, DANIEL	It is alleged that the accused searched the residence without justification.	003 GROUP 03 - IMPROPER SEARCH		NO AFFIDAVIT	
O TOOLE, DANIEL	It is alleged that the accused damaged the residence and personal property.	016 GROUP 16 - SEARCH WARRANTS		NO AFFIDAVIT	
O TOOLE, DANIEL	It is alleged that the accused used excessives force on the victims.	05B OPS SUBCODE 05B		NO AFFIDAVIT	
STEC, LAWRENCE	It is alleged that the accused entered the residence without justification.	016 GROUP 16 - SEARCH WARRANTS		NO AFFIDAVIT	
STEC, LAWRENCE	It is alleged that the accused searched the residence without justification.	003 GROUP 03 - IMPROPER SEARCH		NO AFFIDAVIT	
STEC, LAWRENCE	It is alleged that the accused damaged the residence and personal property.	016 GROUP 16 - SEARCH WARRANTS		NO AFFIDAVIT	
STEC, LAWRENCE	It is alleged that the accused used excessive force against the victims.	05B OPS SUBCODE 05B		NO AFFIDAVIT	
SCHUMPP, TIMOTHY	It is alleged that the accused entered the residence without justification.	016 GROUP 16 - SEARCH WARRANTS		NO AFFIDAVIT	
SCHUMPP, TIMOTHY	It is alleged that the accused searced the residence without justification.	003 GROUP 03 - IMPROPER SEARCH		NO AFFIDAVIT	
SCHUMPP, TIMOTHY	It is alleged that the accused damaged the residence and personal property.	016 GROUP 16 - SEARCH WARRANTS		NO AFFIDAVIT	
SCHUMPP, TIMOTHY	It is alleged that the accused used excessive force against the victims.	05B OPS SUBCODE 05B		NO AFFIDAVIT	
GUZMAN, DAVID	It is alleged that the accused entered the residence without justification.	016 GROUP 16 - SEARCH WARRANTS		NO AFFIDAVIT	
GUZMAN, DAVID	It is alleged that the accused searched the residence without justification.	003 GROUP 03 - IMPROPER SEARCH		NO AFFIDAVIT	
GUZMAN, DAVID	It is alleged that the accused damaged the residence and personal property.	016 GROUP 16 - SEARCH WARRANTS		NO AFFIDAVIT	
GUZMAN, DAVID	It is alleged that the accused used excessive force against the victims.	05B OPS SUBCODE 05B		NO AFFIDAVIT	

FACE SHEET (Notification Date: 12-JAN-2012) - LOG #1051210

TYPE: INFO

Reporting Party Information

	Role	Name	Star No.	Emp No.	UOA / UOD	Position	Sex	Race	Address	Phone
NON-CPD	Reporting Party Third Party	[REDACTED]					M		[REDACTED]	

Incident Information

Incident From Date/Time	Address of Incident	Beat	Dist. Of Occurrence	Location Code	Location Description
19-OCT-2010 11:04 - 19-OCT-2010 11:04	[REDACTED]	1611	016	290 - RESIDENCE	

Accused Members

	Role	Name	Star No.	Emp No.	UOA / UOD	Position	Status	Initial / Intake Allegation
CPD Employee	Accused	MATTHEWS, TAMARA	970	[REDACTED]	004 / 189	SERGEANT OF POLICE	ON Duty	The reporting party alleged that the accused Department member entered the victims' residence and damaged their property. The reporting party further alleged that the accused Department member used excessive force during the victims' arrests.
CPD Employee	Accused	O TOOLE, DANIEL	1522	[REDACTED]	189 /	SERGEANT OF POLICE	ON Duty	The reporting party alleged that the accused Department member entered the victims' residence and damaged their property. The reporting party further alleged that the accused Department member used excessive force during the victims' arrests.
CPD Employee	Accused	MC KENNA, SCOTT	3942	[REDACTED]	189 /	POLICE OFFICER	ON Duty	The reporting party alleged that the accused Department member entered the victims' residence and damaged their property. The reporting party further alleged that the accused Department member used excessive force during the victims' arrests.
CPD Employee	Accused	STEC, LAWRENCE	1980	[REDACTED]	189 /	SERGEANT OF POLICE	ON Duty	The reporting party alleged that the accused Department member entered the victims' residence and damaged their property. The reporting party further alleged that the accused Department member used excessive force during the victims' arrests.
CPD Employee	Accused	GUTKOWSKI, MARK	16228	[REDACTED]	189 /	POLICE OFFICER	ON Duty	The reporting party alleged that the accused Department member entered the victims' residence and damaged their property. The reporting party further alleged that the accused Department member used excessive force during the victims' arrests.
CPD Employee	Accused	GARZA, NORA	12988	[REDACTED]	012 /	POLICE OFFICER	ON Duty	The reporting party alleged that the accused Department member entered the victims' residence and damaged their property. The reporting party further alleged that the accused Department member used excessive force during the victims' arrests.
CPD Employee	Accused	KILROY JR, WILLIAM		[REDACTED]	196 /	LIEUTENANT OF POLICE	ON Duty	The reporting party alleged that the accused Department member entered the victims' residence and damaged their property. The reporting party further alleged that the accused Department member used excessive force during the victims' arrests.

Incident Details

CR Required?	Manner Incident Received?		
Confidential?	PAX		
Extraordinary Occurrence?	Biased Language?		
N	N		
Police Shooting (U)?	Bias Based Profiling?		
N	N		
Motor Vehicle (V)?	Alcohol Related?		
	N		
Non Disciplinary Intervention:	Pursuit Related?		
N	N		
Initial Assignment:	Violence in Workplace?		
IPRA	N		
Notify IAD Immediately?	Domestic Violence?		
N	N		
EEO Complaint No.:	Notify Chief?		
Civil Suit No.:			
11 C 7171			

Notify Chief Administator? N
Notify Coordinator? N
Notification Other? N

Notification Does Not Apply? Y

Initial Incident Category List

Initial Incident Category	Primary?
05R - GROUP 05 - OFFICE OF PROFESSIONAL STANDARDS INVESTIGATIONS CIVIL SUITS - THIRD PARTY	Y
05R - GROUP 05 - OFFICE OF PROFESSIONAL STANDARDS INVESTIGATIONS CIVIL SUITS - THIRD PARTY	

Assignment History

Assigned To	Assigned Team	Investigator	Assignment Date/Time	Assigned By	Reason
IPRA	GENERAL FIELD 5	RICHMOND, JOHNNA (PRIMARY INV)	18-JAN-2012 14:03	HITT, MARK	
IPRA	GENERAL FIELD 5	HITT, MARK (SUPERVISOR)	18-JAN-2012 11:29	STOUTENBOROUGH, ANDREA	
IPRA	GENERAL FIELD 5	-	18-JAN-2012 11:29	STOUTENBOROUGH, ANDREA	
IPRA	CIVILIAN OFFICE OF POLICE ACCOUNTABILITY	-	12-JAN-2012 11:17	TOPPINS, YOLANDA	

Status History

Resulting Status	Status Date/Time	Created By	Position	UOA / UOD	Comments
CLOSED/NO CONVERSION	12-SEP-2012 12:41	HITT, MARK	SUPERVISING INV COPA	113 /	
CLOSED AT C.O.P.A.	12-SEP-2012 12:10	HITT, MARK	SUPERVISING INV COPA	113 /	
PENDING INVESTIGATIVE REVIEW	06-SEP-2012 12:44	RICHMOND, JOHNNA	INVESTIGATOR 2 COPA	113 /	
PENDING INVESTIGATION	18-JAN-2012 02:03	HITT, MARK	SUPERVISING INV COPA	113 /	
PENDING ASSIGN INVESTIGATOR	18-JAN-2012 11:29	STOUTENBOROUGH, ANDREA	SUPERVISING INV COPA	113 /	
PENDING ASSIGN TEAM	17-JAN-2012 03:47	ROBERTS, GEORGE	SUPERVISING INVESTIGATOR	113 /	
PENDING SUPERVISOR REVIEW	15-JAN-2012 07:10	TOPPINS, YOLANDA	INTAKE AIDE	113 /	
PRELIMINARY	12-JAN-2012 06:07	DEAN, BRUCE	SUPERVISING INV COPA	113 /	civil suit #
PRELIMINARY	12-JAN-2012 05:59	DEAN, BRUCE	SUPERVISING INV COPA	113 /	member
PENDING SUPERVISOR REVIEW	12-JAN-2012 05:56	DEAN, BRUCE	SUPERVISING INV COPA	113 /	
PRELIMINARY	12-JAN-2012 05:56	DEAN, BRUCE	SUPERVISING INV COPA	113 /	
PRELIMINARY	12-JAN-2012 05:39	DEAN, BRUCE	SUPERVISING INV COPA	113 /	edit
PENDING SUPERVISOR REVIEW	12-JAN-2012 03:02	TOPPINS, YOLANDA	INTAKE AIDE	113 /	
PRELIMINARY	12-JAN-2012 11:17	TOPPINS, YOLANDA	INTAKE AIDE	113 /	

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

[REDACTED])
Plaintiff,) Case No.:
v.) COMPLAINT FOR VIOLATION OF
CITY OF CHICAGO, and Unknown) CIVIL RIGHTS
Chicago Police Officers,)
Defendants) **JURY DEMANDED**

JURISDICTION AND VENUE

1. This action arises under the United States Constitution and the Civil Rights Act of 1871 (42 U.S.C. Section 1983). This court has jurisdiction under and by virtue of 28 U.S.C. Sections 1343, 1331, and 1367.
2. Venue is founded in this judicial court upon 28 U.S.C. Section 1391 as the acts complained of arose in this district.

PARTIES

3. At all times herein mentioned, Plaintiff [REDACTED] was and is a citizen of the United States, and was within the jurisdiction of this court.
4. At all times herein mentioned, Plaintiff [REDACTED] was and is a citizen of the United States, and was within the jurisdiction of this court.
5. At all times herein mentioned, an unknown number of unnamed Chicago police officers ("unknown officers") were employed by the Chicago Police Department, and were acting under color of state law and as the employees, agents or representatives of the Chicago

LC 1051210
Attachment # 4

Police Department. These Defendants are being sued in their individual capacities. Upon discovery of their identities, plaintiffs will amend the complaint to add them as defendants.

6. At all times herein mentioned, the City of Chicago was a political division of the State of Illinois, existing as such under the laws of the State of Illinois. At all relevant times, the City of Chicago maintained, managed, and/or operated the Chicago Police Department.

FACTUAL ALLEGATIONS

7. On or about October 19, 2010, Plaintiffs were lawfully inside their home located at [REDACTED]

8. On that day and place unknown officers entered plaintiffs' home and seized Plaintiffs.

9. Plaintiffs did not consent to being seized.

10. There was no outstanding arrest warrant for Plaintiffs.

11. There was no legal cause to seize Plaintiffs.

12. During the course of seizing [REDACTED] defendants used force against Plaintiff.

13. There was no legal cause for defendants to use force against [REDACTED]

14. By reason of the above-described acts and omissions of Defendants, Plaintiffs sustained injuries, including but not limited to, humiliation and indignities, and suffered great mental and emotional pain and suffering all to their damage in an amount to be ascertained.

15. The aforementioned acts of defendants were willful, wanton, malicious, oppressive and done with reckless indifference to and/or callous disregard for Plaintiffs' rights and justify the awarding of exemplary and punitive damages in an amount to be ascertained according to proof at the time of trial.

16. By reason of the above-described acts and omissions of Defendants, Plaintiffs were required to retain an attorney to institute, prosecute and render legal assistance to them in the within action so that they might vindicate the loss and impairment of their rights. By reason thereof, Plaintiffs request payment by Defendants of a reasonable sum for attorney's fees pursuant to 42 U.S.C. Section 1988, the Equal Access to Justice Act or any other provision set by law.

COUNT I

**[REDACTED] Against Unknown Officers for
EXCESSIVE FORCE**

17. Plaintiffs hereby incorporates and realleges paragraphs one (1) through sixteen (16) hereat as though fully set forth at this place.

18. During and immediately after [REDACTED] seizure, Defendants used excessive force against Plaintiff's person.

19. There was no legal cause for Defendants to use force against [REDACTED]

20. By reason of Defendants' conduct, Plaintiff was deprived of rights, privileges and immunities secured to him by the Fourth Amendment to the Constitution of the United States and laws enacted thereunder.

21. The physical violence inflicted upon Plaintiff by Unknown Officers was unnecessary, unreasonable, and excessive, and was therefore in violation of Plaintiff's Fourth and/or Fourteenth Amendment Rights. Therefore, Defendant is liable to Plaintiff pursuant to 42 U.S.C. § 1983.

COUNT II
Plaintiffs against Unknown Officers for
UNREASONABLE SEARCH

22. Plaintiffs hereby incorporate and reallege paragraphs one (1) through sixteen (16) hereat as though fully set forth at this place.
23. By reason of Defendant's conduct, Plaintiffs were deprived of rights, privileges and immunities secured to them by the Fourth and/or Fourteenth Amendments of the Constitution of the United States and laws enacted thereunder.

24. The arbitrary intrusion by Defendants, into the security and privacy of plaintiffs' residence was in violation of Plaintiffs' Constitutional Rights and not authorized by law. Defendant violated Plaintiffs' rights in the following manner: (1) The forcible entry and search of Plaintiffs' residence; (2) Forcibly entering the residence without first knocking and announcing their office; and (3) Causing excessive and unnecessary damage to Plaintiffs' residence and personal property. These acts were in violation of Plaintiffs' Fourth and/or Fourteenth Amendment rights. Therefore, Defendants, and each of them, in their individual capacity are liable to Plaintiffs pursuant to 42 U.S.C. § 1983.

COUNT III
Plaintiffs against Unknown Officers for
UNREASONABLE PROCUREMENT OF A SEARCH WARRANT

25. Plaintiffs hereby incorporate and reallege paragraphs one (1) through sixteen (16) hereat as though fully set forth at this place.
26. Plaintiffs are informed and believe that Unknown Officers may have procured a search warrant identifying Plaintiffs' residence as the premises to be searched.

27. Procurement of the search warrant was unreasonable and unconstitutional for one or more of the following reasons:

- a. relied upon a confidential informant who had not previously provided reliable information in order to obtain the warrant;
- b. failed to independently verify information provided by the confidential informant prior to obtaining the warrant;
- c. failing to advise the Assistant State's Attorney approving the warrant application and the judge issuing the warrant of all available relevant information related to Plaintiffs' residence and/or Plaintiffs;
- d. failing to conduct a search of available databases for any information connecting the subject of the search warrant to Plaintiffs' residence;
- e. failing to be truthful with the Assistant State's Attorney approving the warrant application and the judge issuing the warrant regarding all information provided by any alleged confidential information and corroboration of that information or lack thereof;
- f. failing to conduct a search of available databases for information related to the identity of the occupants of plaintiffs' home.

28. No reasonably well trained police officer in the position of Unknown Officers would have applied for the search warrant obtained by Unknown Officers and it was done intentionally or with reckless disregard to the rights of Plaintiffs.

29. As a result of Unknown Officers' unreasonable procurement of the search warrant Plaintiffs sustained damages including but not limited to property damage, property loss, and emotional distress.

30. The procurement of the search warrant was in violation of Plaintiffs' Constitutional Rights and not authorized by law. The foregoing was unnecessary, unreasonable and excessive, and in violation of Plaintiffs' Fourth Amendment rights under the U.S. Constitution. Therefore, Unknown Officers are liable to Plaintiffs pursuant to 42 U.S.C. § 1983.

COUNT IV

**[REDACTED] Against Unknown Officers and City of Chicago For
The Supplemental Claim Of BATTERY**

31. Plaintiff hereby incorporates and realleges paragraphs one (1) through sixteen (16) hereat as though fully alleged at this place.

32. Unknown Officers, without any legal cause, used force against Plaintiff's person.

33. The use of force by Unknown Officers against Plaintiff's person constituted a battery to Plaintiff.

34. As a result of the battery, plaintiff was injured physically, emotionally, and otherwise.

35. The City of Chicago is liable to plaintiff for the acts of Unknown Officers pursuant to the doctrine of *respondeat superior*.

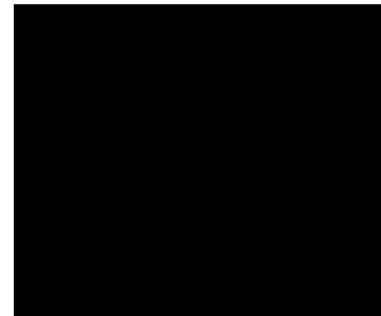
36. Therefore, the Unknown Officers and the City of Chicago are liable under the supplemental state law claim of Battery.

WHEREFORE, the Plaintiffs, by and through their attorneys, [REDACTED]
requests judgment as follows against the Defendants, and each of them:

1. That the Defendants be required to pay Plaintiffs' general damages, including emotional distress, in a sum to be ascertained;
2. That the Defendants be required to pay Plaintiffs' special damages;

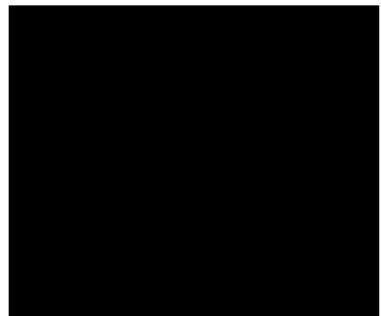
3. That the Defendants other than the City of Chicago be required to pay Plaintiffs' attorneys fees pursuant to Section 1988 of Title 42 of the United States Code, the Equal Access to Justice Act or any other applicable provision;
4. That the Defendants other than the City of Chicago be required to pay punitive and exemplary damages in a sum to be ascertained;
5. That the Defendants be required to pay Plaintiffs' costs of the suit herein incurred; and
6. That Plaintiffs have such other and further relief as this Court may deem just and proper.

BY:



PLAINTIFF HEREBY REQUESTS A TRIAL BY JURY

BY:



UNITED STATES DISTRICT COURT
for the
Northern District of Illinois

[REDACTED]
Plaintiff)
v.)
City of Chicago, et al.) Civil Action No. [REDACTED]
Defendant)

NOTICE OF A LAWSUIT AND REQUEST TO WAIVE SERVICE OF A SUMMONS

To: Officer Lawrence Stec, Star No. 1980

(Name of the defendant or - if the defendant is a corporation, partnership, or association - an officer or agent authorized to receive service)

Why are you getting this?

A lawsuit has been filed against you, or the entity you represent, in this court under the number shown above. A copy of the complaint is attached.

This is not a summons, or an official notice from the court. It is a request that, to avoid expenses, you waive formal service of a summons by signing and returning the enclosed waiver. To avoid these expenses, you must return the signed waiver within 30 days (give at least 30 days, or at least 60 days if the defendant is outside any judicial district of the United States) from the date shown below, which is the date this notice was sent. Two copies of the waiver form are enclosed, along with a stamped, self-addressed envelope or other prepaid means for returning one copy. You may keep the other copy.

What happens next?

If you return the signed waiver, I will file it with the court. The action will then proceed as if you had been served on the date the waiver is filed, but no summons will be served on you and you will have 60 days from the date this notice is sent (see the date below) to answer the complaint (or 90 days if this notice is sent to you outside any judicial district of the United States).

If you do not return the signed waiver within the time indicated, I will arrange to have the summons and complaint served on you. And I will ask the court to require you, or the entity you represent, to pay the expenses of making service.

Please read the enclosed statement about the duty to avoid unnecessary expenses.

I certify that this request is being sent to you on the date below.

Date: 11/18/2011

Signature of the attorney or unrepresented party

Printed name

E-mail address

Telephone number
LOG # 1051210

Attachment # 5

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
Waiver of Service of Summons**

TO: _____
(NAME OF PLAINTIFF'S ATTORNEY OR UNREPRESENTED PLAINTIFF)

I, Officer Lawrence Stec, Star No. 1980, acknowledge receipt of your request
(DEFENDANT NAME)

I have also received a copy of the complaint in the action, two copies of this instrument, and a means by which I can return the signed waiver to you without cost to me.

I agree to save the cost of service of a summons and an additional copy of the complaint in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4.

I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect in the summons or in the service of the summons.

I understand that a judgment may be entered against me (or the party on whose behalf I am acting) if an answer or motion under Rule 12 is not served upon you within 60 days after 11/18/11,
(DATE REQUEST WAS SENT)
or within 90 days after that date if the request was sent outside the United States.

(DATE)

(SIGNATURE)

Printed/Typed Name:

As _____ of _____
(TITLE) (CORPORATE DEFENDANT)

Duty to Avoid Unnecessary Costs of Service of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the summons and complaint. A defendant located in the United States who, after being notified of an action and asked by a plaintiff located in the United States to waive service of summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the complaint is unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the summons retains all defenses and objections (except any relating to the summons or to the service of the summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

A defendant who waives service must within the time specified on the waiver form serve on the plaintiff's attorney (or unrepresented plaintiff) a response to the complaint and must also file a signed copy of the response with the court. If the answer or motion is not served within this time, a default judgment may be taken against that defendant. By waiving service, a defendant is allowed more time to answer than if the summons had been actually served when the request for waiver of service was received.

NOTE: When the print dialogue box appears, be sure to uncheck the Annotations option.

AO 399 (Rev. 05/00)

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
Waiver of Service of Summons

TO: [REDACTED]

(NAME OF PLAINTIFF'S ATTORNEY OR UNREPRESENTED PLAINTIFF)

I, Officer Lawrence Stec, Star No. 1980, acknowledge receipt of your request
(DEFENDANT NAME)

that I waive service of summons in the action of of Chicago, et al, v. City
(CAPTION OF ACTION)
which is case number [REDACTED] in the United States District Court
(DOCKET NUMBER)

for the Northern District of Illinois.

I have also received a copy of the complaint in the action, two copies of this instrument, and a means by which I can return the signed waiver to you without cost to me.

I agree to save the cost of service of a summons and an additional copy of the complaint in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4.

I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect in the summons or in the service of the summons.

I understand that a judgment may be entered against me (or the party on whose behalf I am acting) if an answer or motion under Rule 12 is not served upon you within 60 days after 11/18/11,
(DATE REQUEST WAS SENT)
or within 90 days after that date if the request was sent outside the United States.

(DATE)

(SIGNATURE)

Printed/Typed Name: _____

As _____

of _____

(TITLE)

(CORPORATE DEFENDANT)

Duty to Avoid Unnecessary Costs of Service of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the summons and complaint. A defendant located in the United States who, after being notified of an action and asked by a plaintiff located in the United States to waive service of summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the complaint is unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the summons retains all defenses and objections (except any relating to the summons or to the service of the summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

A defendant who waives service must within the time specified on the waiver form serve on the plaintiff's attorney (or unrepresented plaintiff) a response to the complaint and must also file a signed copy of the response with the court. If the answer or motion is not served within this time, a default judgment may be taken against that defendant. By waiving service, a defendant is allowed more time to answer than if the summons had been actually served when the request for waiver of service was received.

UNITED STATES DISTRICT COURT
for the
Northern District of Illinois

[REDACTED] Plaintiff)
v.)
City of Chicago, et al.) Civil Action No. [REDACTED]
Defendant)

NOTICE OF A LAWSUIT AND REQUEST TO WAIVE SERVICE OF A SUMMONS

To: Officer Timonty Schumpp, Star No. 9207

(Name of the defendant or - if the defendant is a corporation, partnership, or association - an officer or agent authorized to receive service)

Why are you getting this?

A lawsuit has been filed against you, or the entity you represent, in this court under the number shown above. A copy of the complaint is attached.

This is not a summons, or an official notice from the court. It is a request that, to avoid expenses, you waive formal service of a summons by signing and returning the enclosed waiver. To avoid these expenses, you must return the signed waiver within 30 days (give at least 30 days, or at least 60 days if the defendant is outside any judicial district of the United States) from the date shown below, which is the date this notice was sent. Two copies of the waiver form are enclosed, along with a stamped, self-addressed envelope or other prepaid means for returning one copy. You may keep the other copy.

What happens next?

If you return the signed waiver, I will file it with the court. The action will then proceed as if you had been served on the date the waiver is filed, but no summons will be served on you and you will have 60 days from the date this notice is sent (see the date below) to answer the complaint (or 90 days if this notice is sent to you outside any judicial district of the United States).

If you do not return the signed waiver within the time indicated, I will arrange to have the summons and complaint served on you. And I will ask the court to require you, or the entity you represent, to pay the expenses of making service.

Please read the enclosed statement about the duty to avoid unnecessary expenses.

I certify that this request is being sent to you on the date below.

Date: 11/18/2011

Signature of the attorney or unrepresented party

Printed name

Address

E-mail address

Telephone number

NOTE: When the print dialogue box appears, be sure to uncheck the Annotations option.

AO 399 (Rev. 05/00)

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
Waiver of Service of Summons

TO: _____

(NAME OF PLAINTIFF'S ATTORNEY OR UNREPRESENTED PLAINTIFF)

I, Officer Timothy Schumpp, Star No. 9207, acknowledge receipt of your request
(DEFENDANT NAME)

that I waive service of summons in the action of of Chicago, et al,
(CAPTION OF ACTION)
which is case number _____ in the United States District Court
(DOCKET NUMBER)

for the Northern District of Illinois.

I have also received a copy of the complaint in the action, two copies of this instrument, and a means by which I can return the signed waiver to you without cost to me.

I agree to save the cost of service of a summons and an additional copy of the complaint in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4.

I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect in the summons or in the service of the summons.

I understand that a judgment may be entered against me (or the party on whose behalf I am acting) if an answer or motion under Rule 12 is not served upon you within 60 days after 11/18/11,
(DATE REQUEST WAS SENT)
or within 90 days after that date if the request was sent outside the United States.

(DATE)

(SIGNATURE)

Printed/Typed Name: _____

As _____ of _____
(TITLE) (CORPORATE DEFENDANT)

Duty to Avoid Unnecessary Costs of Service of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the summons and complaint. A defendant located in the United States who, after being notified of an action and asked by a plaintiff located in the United States to waive service of summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the complaint is unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the summons retains all defenses and objections (except any relating to the summons or to the service of the summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

A defendant who waives service must within the time specified on the waiver form serve on the plaintiff's attorney (or unrepresented plaintiff) a response to the complaint and must also file a signed copy of the response with the court. If the answer or motion is not served within this time, a default judgment may be taken against that defendant. By waiving service, a defendant is allowed more time to answer than if the summons had been actually served when the request for waiver of service was received.

NOTE: When the print dialogue box appears, be sure to uncheck the Annotations option.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
Waiver of Service of Summons

TO: _____

(NAME OF PLAINTIFF'S ATTORNEY OR UNREPRESENTED PLAINTIFF)

I, Officer Timothy Schumpp, Star No. 9207, acknowledge receipt of your request
 (DEFENDANT NAME)

that I waive service of summons in the action of of Chicago, et al, v. City
 (CAPTION OF ACTION)
 which is case number _____ in the United States District Court
 (DOCKET NUMBER)
 for the Northern District of Illinois.

I have also received a copy of the complaint in the action, two copies of this instrument, and a means by which I can return the signed waiver to you without cost to me.

I agree to save the cost of service of a summons and an additional copy of the complaint in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4.

I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect in the summons or in the service of the summons.

I understand that a judgment may be entered against me (or the party on whose behalf I am acting) if an answer or motion under Rule 12 is not served upon you within 60 days after 11/18/11,
 (DATE REQUEST WAS SENT)
 or within 90 days after that date if the request was sent outside the United States.

(DATE)

(SIGNATURE)

Printed/Typed Name: _____

As _____

of _____

(TITLE)

(CORPORATE DEFENDANT)

Duty to Avoid Unnecessary Costs of Service of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the summons and complaint. A defendant located in the United States who, after being notified of an action and asked by a plaintiff located in the United States to waive service of summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the complaint is unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the summons retains all defenses and objections (except any relating to the summons or to the service of the summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

A defendant who waives service must within the time specified on the waiver form serve on the plaintiff's attorney (or unrepresented plaintiff) a response to the complaint and must also file a signed copy of the response with the court. If the answer or motion is not served within this time, a default judgment may be taken against that defendant. By waiving service, a defendant is allowed more time to answer than if the summons had been actually served when the request for waiver of service was received.

UNITED STATES DISTRICT COURT
for the
Northern District of Illinois

[REDACTED]
Plaintiff)
v.)
City of Chicago, et al.) Civil Action No. [REDACTED]
Defendant)

NOTICE OF A LAWSUIT AND REQUEST TO WAIVE SERVICE OF A SUMMONS

To: Officer Daniel O'Toole, Star No. 15346

(Name of the defendant or - if the defendant is a corporation, partnership, or association - an officer or agent authorized to receive service)

Why are you getting this?

A lawsuit has been filed against you, or the entity you represent, in this court under the number shown above. A copy of the complaint is attached.

This is not a summons, or an official notice from the court. It is a request that, to avoid expenses, you waive formal service of a summons by signing and returning the enclosed waiver. To avoid these expenses, you must return the signed waiver within 30 days (give at least 30 days, or at least 60 days if the defendant is outside any judicial district of the United States) from the date shown below, which is the date this notice was sent. Two copies of the waiver form are enclosed, along with a stamped, self-addressed envelope or other prepaid means for returning one copy. You may keep the other copy.

What happens next?

If you return the signed waiver, I will file it with the court. The action will then proceed as if you had been served on the date the waiver is filed, but no summons will be served on you and you will have 60 days from the date this notice is sent (see the date below) to answer the complaint (or 90 days if this notice is sent to you outside any judicial district of the United States).

If you do not return the signed waiver within the time indicated, I will arrange to have the summons and complaint served on you. And I will ask the court to require you, or the entity you represent, to pay the expenses of making service.

Please read the enclosed statement about the duty to avoid unnecessary expenses.

I certify that this request is being sent to you on the date below.

Date: 11/18/2011

[REDACTED]
Signature of the attorney or unrepresented party

[REDACTED]
Printed name

[REDACTED]
Address

[REDACTED]
E-mail address

[REDACTED]
Telephone number

NOTE: When the print dialogue box appears, be sure to uncheck the Annotations option.

AO 399 (Rev. 05/00)

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
Waiver of Service of Summons

TO: _____
(NAME OF PLAINTIFF'S ATTORNEY OR UNREPRESENTED PLAINTIFF)

I, Officer Daniel O'Toole, Star No. 15346, acknowledge receipt of your request
(DEFENDANT NAME)

that I waive service of summons in the action of of Chicago, et al,
(CAPTION OF ACTION)
which is case number _____ in the United States District Court
(DOCKET NUMBER)
for the Northern District of Illinois.

I have also received a copy of the complaint in the action, two copies of this instrument, and a means by which I can return the signed waiver to you without cost to me.

I agree to save the cost of service of a summons and an additional copy of the complaint in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4.

I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect in the summons or in the service of the summons.

I understand that a judgment may be entered against me (or the party on whose behalf I am acting) if an answer or motion under Rule 12 is not served upon you within 60 days after 11/18/11,
(DATE REQUEST WAS SENT)
or within 90 days after that date if the request was sent outside the United States.

(DATE)

(SIGNATURE)

Printed/Typed Name: _____

As _____ of _____
(TITLE) (CORPORATE DEFENDANT)

Duty to Avoid Unnecessary Costs of Service of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the summons and complaint. A defendant located in the United States who, after being notified of an action and asked by a plaintiff located in the United States to waive service of summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the complaint is unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the summons retains all defenses and objections (except any relating to the summons or to the service of the summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

A defendant who waives service must within the time specified on the waiver form serve on the plaintiff's attorney (or unrepresented plaintiff) a response to the complaint and must also file a signed copy of the response with the court. If the answer or motion is not served within this time, a default judgment may be taken against that defendant. By waiving service, a defendant is allowed more time to answer than if the summons had been actually served when the request for waiver of service was received.

NOTE: When the print dialogue box appears, be sure to uncheck the Annotations option.

AO 399 (Rev. 05/00)

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
Waiver of Service of Summons

TO: _____

(NAME OF PLAINTIFF'S ATTORNEY OR UNREPRESENTED PLAINTIFF)

I, Officer Daniel O'Toole, Star No. 15346, acknowledge receipt of your request
(DEFENDANT NAME)

that I waive service of summons in the action of of Chicago, et al, v. City
(CAPTION OF ACTION)
which is case number _____ in the United States District Court
(DOCKET NUMBER)

for the Northern District of Illinois.

I have also received a copy of the complaint in the action, two copies of this instrument, and a means by which I can return the signed waiver to you without cost to me.

I agree to save the cost of service of a summons and an additional copy of the complaint in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4.

I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect in the summons or in the service of the summons.

I understand that a judgment may be entered against me (or the party on whose behalf I am acting) if an answer or motion under Rule 12 is not served upon you within 60 days after 11/18/11,
(DATE REQUEST WAS SENT)
or within 90 days after that date if the request was sent outside the United States.

(DATE)

(SIGNATURE)

Printed/Typed Name: _____

As _____ of _____
(TITLE) (CORPORATE DEFENDANT)

Duty to Avoid Unnecessary Costs of Service of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the summons and complaint. A defendant located in the United States who, after being notified of an action and asked by a plaintiff located in the United States to waive service of summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the complaint is unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the summons retains all defenses and objections (except any relating to the summons or to the service of the summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

A defendant who waives service must within the time specified on the waiver form serve on the plaintiff's attorney (or unrepresented plaintiff) a response to the complaint and must also file a signed copy of the response with the court. If the answer or motion is not served within this time, a default judgment may be taken against that defendant. By waiving service, a defendant is allowed more time to answer than if the summons had been actually served when the request for waiver of service was received.

UNITED STATES DISTRICT COURT
for the
Northern District of Illinois

[REDACTED]
Plaintiff)
v.) Civil Action No. [REDACTED]
City of Chicago, et al.)
Defendant)

NOTICE OF A LAWSUIT AND REQUEST TO WAIVE SERVICE OF A SUMMONS

To: Officer Scott McKenna, Star No. 3942

(Name of the defendant or - if the defendant is a corporation, partnership, or association - an officer or agent authorized to receive service)

Why are you getting this?

A lawsuit has been filed against you, or the entity you represent, in this court under the number shown above. A copy of the complaint is attached.

This is not a summons, or an official notice from the court. It is a request that, to avoid expenses, you waive formal service of a summons by signing and returning the enclosed waiver. To avoid these expenses, you must return the signed waiver within 30 days (give at least 30 days, or at least 60 days if the defendant is outside any judicial district of the United States) from the date shown below, which is the date this notice was sent. Two copies of the waiver form are enclosed, along with a stamped, self-addressed envelope or other prepaid means for returning one copy. You may keep the other copy.

What happens next?

If you return the signed waiver, I will file it with the court. The action will then proceed as if you had been served on the date the waiver is filed, but no summons will be served on you and you will have 60 days from the date this notice is sent (see the date below) to answer the complaint (or 90 days if this notice is sent to you outside any judicial district of the United States).

If you do not return the signed waiver within the time indicated, I will arrange to have the summons and complaint served on you. And I will ask the court to require you, or the entity you represent, to pay the expenses of making service.

Please read the enclosed statement about the duty to avoid unnecessary expenses.

I certify that this request is being sent to you on the date below.

Date: 11/18/2011

Signature of the attorney or unrepresented party

Printed name

Address

E-mail address

Telephone number

NOTE: When the print dialogue box appears, be sure to uncheck the Annotations option.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
Waiver of Service of Summons

TO: _____

(NAME OF PLAINTIFF'S ATTORNEY OR UNREPRESENTED PLAINTIFF)

I, Officer Scott McKenna, Star No. 3942,
 (DEFENDANT NAME) acknowledge receipt of your request

that I waive service of summons in the action of of Chicago, et al,
 (CAPTION OF ACTION)
 which is case number _____ in the United States District Court
 (DOCKET NUMBER) for the Northern District of Illinois.

I have also received a copy of the complaint in the action, two copies of this instrument, and a means by which I can return the signed waiver to you without cost to me.

I agree to save the cost of service of a summons and an additional copy of the complaint in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4.

I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect in the summons or in the service of the summons.

I understand that a judgment may be entered against me (or the party on whose behalf I am acting) if an answer or motion under Rule 12 is not served upon you within 60 days after 11/18/11,
 (DATE REQUEST WAS SENT) or within 90 days after that date if the request was sent outside the United States.

(DATE)

(SIGNATURE)

Printed/Typed Name: _____

As _____

(TITLE)

of _____

(CORPORATE DEFENDANT)

Duty to Avoid Unnecessary Costs of Service of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the summons and complaint. A defendant located in the United States who, after being notified of an action and asked by a plaintiff located in the United States to waive service of summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the complaint is unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the summons retains all defenses and objections (except any relating to the summons or to the service of the summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

A defendant who waives service must within the time specified on the waiver form serve on the plaintiff's attorney (or unrepresented plaintiff) a response to the complaint and must also file a signed copy of the response with the court. If the answer or motion is not served within this time, a default judgment may be taken against that defendant. By waiving service, a defendant is allowed more time to answer than if the summons had been actually served when the request for waiver of service was received.

NOTE: When the print dialogue box appears, be sure to uncheck the Annotations option.

AO 399 (Rev. 05/00)

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
Waiver of Service of Summons

TO: [REDACTED]

(NAME OF PLAINTIFF'S ATTORNEY OR UNREPRESENTED PLAINTIFF)

I, Officer Scott McKenna, Star No. 3942, acknowledge receipt of your request
(DEFENDANT NAME)

that I waive service of summons in the action of of Chicago, et al,
(CAPTION OF ACTION)
which is case number [REDACTED] in the United States District Court
(DOCKET NUMBER)
for the Northern District of Illinois.

I have also received a copy of the complaint in the action, two copies of this instrument, and a means by which I can return the signed waiver to you without cost to me.

I agree to save the cost of service of a summons and an additional copy of the complaint in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4.

I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect in the summons or in the service of the summons.

I understand that a judgment may be entered against me (or the party on whose behalf I am acting) if an answer or motion under Rule 12 is not served upon you within 60 days after 11/18/11,
(DATE REQUEST WAS SENT)
or within 90 days after that date if the request was sent outside the United States.

(DATE)

(SIGNATURE)

Printed/Typed Name: _____

As _____ of _____
(TITLE) (CORPORATE DEFENDANT)

Duty to Avoid Unnecessary Costs of Service of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the summons and complaint. A defendant located in the United States who, after being notified of an action and asked by a plaintiff located in the United States to waive service of summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the complaint is unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the summons retains all defenses and objections (except any relating to the summons or to the service of the summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

A defendant who waives service must within the time specified on the waiver form serve on the plaintiff's attorney (or unrepresented plaintiff) a response to the complaint and must also file a signed copy of the response with the court. If the answer or motion is not served within this time, a default judgment may be taken against that defendant. By waiving service, a defendant is allowed more time to answer than if the summons had been actually served when the request for waiver of service was received.

UNITED STATES DISTRICT COURT
for the
Northern District of Illinois

[REDACTED]
Plaintiff _____)
v. _____)
City of Chicago, et al. _____) Civil Action No. [REDACTED]
Defendant _____)

NOTICE OF A LAWSUIT AND REQUEST TO WAIVE SERVICE OF A SUMMONS

To: Officer Tamara Matthews, Star No. 4640

(Name of the defendant or - if the defendant is a corporation, partnership, or association - an officer or agent authorized to receive service)

Why are you getting this?

A lawsuit has been filed against you, or the entity you represent, in this court under the number shown above. A copy of the complaint is attached.

This is not a summons, or an official notice from the court. It is a request that, to avoid expenses, you waive formal service of a summons by signing and returning the enclosed waiver. To avoid these expenses, you must return the signed waiver within 30 days (give at least 30 days, or at least 60 days if the defendant is outside any judicial district of the United States) from the date shown below, which is the date this notice was sent. Two copies of the waiver form are enclosed, along with a stamped, self-addressed envelope or other prepaid means for returning one copy. You may keep the other copy.

What happens next?

If you return the signed waiver, I will file it with the court. The action will then proceed as if you had been served on the date the waiver is filed, but no summons will be served on you and you will have 60 days from the date this notice is sent (see the date below) to answer the complaint (or 90 days if this notice is sent to you outside any judicial district of the United States).

If you do not return the signed waiver within the time indicated, I will arrange to have the summons and complaint served on you. And I will ask the court to require you, or the entity you represent, to pay the expenses of making service.

Please read the enclosed statement about the duty to avoid unnecessary expenses.

I certify that this request is being sent to you on the date below.

Date: 11/18/2011

Signature of the attorney or unrepresented party [REDACTED]

Printed name [REDACTED]

Address [REDACTED]

E-mail address [REDACTED]

Telephone number [REDACTED]

NOTE: When the print dialogue box appears, be sure to uncheck the Annotations option.

AO 399 (Rev. 05/00)

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
Waiver of Service of Summons

TO: _____

(NAME OF PLAINTIFF / ATTORNEY FOR UNREPRESENTED PLAINTIFF)

I, Officer Tamara Matthews, Star No. 4640,
(DEFENDANT NAME) acknowledge receipt of your request

that I waive service of summons in the action of of Chicago, et al,
(CAPTION OF ACTION)
which is case number _____ in the United States District Court
(DOCKET NUMBER)
for the Northern District of Illinois.

I have also received a copy of the complaint in the action, two copies of this instrument, and a means by which I can return the signed waiver to you without cost to me.

I agree to save the cost of service of a summons and an additional copy of the complaint in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4.

I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect in the summons or in the service of the summons.

I understand that a judgment may be entered against me (or the party on whose behalf I am acting) if an answer or motion under Rule 12 is not served upon you within 60 days after 11/18/11,
(DATE REQUEST WAS SENT)
or within 90 days after that date if the request was sent outside the United States.

(DATE)

(SIGNATURE)

Printed/Typed Name: _____

As _____ of _____
(TITLE) (CORPORATE DEFENDANT)

Duty to Avoid Unnecessary Costs of Service of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the summons and complaint. A defendant located in the United States who, after being notified of an action and asked by a plaintiff located in the United States to waive service of summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the complaint is unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the summons retains all defenses and objections (except any relating to the summons or to the service of the summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

A defendant who waives service must within the time specified on the waiver form serve on the plaintiff's attorney (or unrepresented plaintiff) a response to the complaint and must also file a signed copy of the response with the court. If the answer or motion is not served within this time, a default judgment may be taken against that defendant. By waiving service, a defendant is allowed more time to answer than if the summons had been actually served when the request for waiver of service was received.

NOTE: When the print dialogue box appears, be sure to uncheck the Annotations option.

AO 399 (Rev. 05/00)

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
Waiver of Service of Summons

TO: _____

I, Officer Tamara Matthews, Star No. 4640, acknowledge receipt of your request
(DEFENDANT NAME)

that I waive service of summons in the action of of Chicago, et al,
(CAPTION OF ACTION)
which is case number _____ in the United States District Court
for the Northern District of Illinois.

I have also received a copy of the complaint in the action, two copies of this instrument, and a means by which I can return the signed waiver to you without cost to me.

I agree to save the cost of service of a summons and an additional copy of the complaint in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4.

I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect in the summons or in the service of the summons.

I understand that a judgment may be entered against me (or the party on whose behalf I am acting) if an answer or motion under Rule 12 is not served upon you within 60 days after 11/18/11,
(DATE REQUEST WAS SENT)
or within 90 days after that date if the request was sent outside the United States.

(DATE)

(SIGNATURE)

Printed/Typed Name: _____

As _____ of _____
(TITLE) (CORPORATE DEFENDANT)

Duty to Avoid Unnecessary Costs of Service of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the summons and complaint. A defendant located in the United States who, after being notified of an action and asked by a plaintiff located in the United States to waive service of summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the complaint is unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the summons retains all defenses and objections (except any relating to the summons or to the service of the summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

A defendant who waives service must within the time specified on the waiver form serve on the plaintiff's attorney (or unrepresented plaintiff) a response to the complaint and must also file a signed copy of the response with the court. If the answer or motion is not served within this time, a default judgment may be taken against that defendant. By waiving service, a defendant is allowed more time to answer than if the summons had been actually served when the request for waiver of service was received.

UNITED STATES DISTRICT COURT
for the
Northern District of Illinois

[REDACTED]
Plaintiff)
v.) Civil Action No. [REDACTED]
City of Chicago, et al.)
Defendant)

NOTICE OF A LAWSUIT AND REQUEST TO WAIVE SERVICE OF A SUMMONS

To: Officer William Kilroy, Star No. 280

(Name of the defendant or - if the defendant is a corporation, partnership, or association - an officer or agent authorized to receive service)

Why are you getting this?

A lawsuit has been filed against you, or the entity you represent, in this court under the number shown above. A copy of the complaint is attached.

This is not a summons, or an official notice from the court. It is a request that, to avoid expenses, you waive formal service of a summons by signing and returning the enclosed waiver. To avoid these expenses, you must return the signed waiver within 30 days (give at least 30 days, or at least 60 days if the defendant is outside any judicial district of the United States) from the date shown below, which is the date this notice was sent. Two copies of the waiver form are enclosed, along with a stamped, self-addressed envelope or other prepaid means for returning one copy. You may keep the other copy.

What happens next?

If you return the signed waiver, I will file it with the court. The action will then proceed as if you had been served on the date the waiver is filed, but no summons will be served on you and you will have 60 days from the date this notice is sent (see the date below) to answer the complaint (or 90 days if this notice is sent to you outside any judicial district of the United States).

If you do not return the signed waiver within the time indicated, I will arrange to have the summons and complaint served on you. And I will ask the court to require you, or the entity you represent, to pay the expenses of making service.

Please read the enclosed statement about the duty to avoid unnecessary expenses.

I certify that this request is being sent to you on the date below.

Date: 11/18/2011

Sig. [REDACTED]

[REDACTED]
[REDACTED]
Address

[REDACTED]
E-mail address

[REDACTED]
Telephone number

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS

TO: _____
(NAME OF PLAINTIFF'S ATTORNEY OR UNREPRESENTED PLAINTIFF)

I, Officer William Kilroy, Star No. 280, acknowledge receipt of your request
(DEFENDANT NAME)

I have also received a copy of the complaint in the action, two copies of this instrument, and a means by which I can return the signed waiver to you without cost to me.

I agree to save the cost of service of a summons and an additional copy of the complaint in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4.

I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect in the summons or in the service of the summons.

I understand that a judgment may be entered against me (or the party on whose behalf I am acting) if an answer or motion under Rule 12 is not served upon you within 60 days after 11/18/11,
(DATE REQUEST WAS SENT)
or within 90 days after that date if the request was sent outside the United States.

(DATE)

(SIGNATURE)

Printed/Typed Name:

As _____ of _____
(TITLE) (CORPORATE DEFENDANT)

Duty to Avoid Unnecessary Costs of Service of Summons

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A defendant who waives service must within the time specified on the waiver form serve on the plaintiff's attorney (or unrepresented plaintiff) a response to the complaint and must also file a signed copy of the response with the court. If the answer or motion is not served within this time, a default judgment may be taken against that defendant. By waiving service, a defendant is allowed more time to answer than if the summons had been actually served when the request for waiver of service was received.

NOTE: When the print dialogue box appears, be sure to uncheck the Annotations option.

AO 399 (Rev. 05/00)

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
Waiver of Service of Summons

TO: [REDACTED]

(NAME OF PLAINTIFF'S ATTORNEY OR UNREPRESENTED PLAINTIFF)

I, Officer William Kilroy, Star No. 280, acknowledge receipt of your request
(DEFENDANT NAME)

that I waive service of summons in the action of of Chicago, et al,
(CAPTION OF ACTION)
which is case number [REDACTED] in the United States District Court
(DOCKET NUMBER)
for the Northern District of Illinois.

I have also received a copy of the complaint in the action, two copies of this instrument, and a means by which I can return the signed waiver to you without cost to me.

I agree to save the cost of service of a summons and an additional copy of the complaint in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4.

I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect in the summons or in the service of the summons.

I understand that a judgment may be entered against me (or the party on whose behalf I am acting) if an answer or motion under Rule 12 is not served upon you within 60 days after 11/18/11,
(DATE REQUEST WAS SENT)
or within 90 days after that date if the request was sent outside the United States.

(DATE)

(SIGNATURE)

Printed/Typed Name: _____

As _____ of _____
(TITLE) (CORPORATE DEFENDANT)

Duty to Avoid Unnecessary Costs of Service of Summons

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A defendant who waives service must within the time specified on the waiver form serve on the plaintiff's attorney (or unrepresented plaintiff) a response to the complaint and must also file a signed copy of the response with the court. If the answer or motion is not served within this time, a default judgment may be taken against that defendant. By waiving service, a defendant is allowed more time to answer than if the summons had been actually served when the request for waiver of service was received.

UNITED STATES DISTRICT COURT
for the
Northern District of Illinois

[REDACTED]
Plaintiff)
v.)
City of Chicago, et al.) Civil Action No. [REDACTED]
Defendant)

NOTICE OF A LAWSUIT AND REQUEST TO WAIVE SERVICE OF A SUMMONS

To: Officer David Guzman, Star No. 12877

(Name of the defendant or - if the defendant is a corporation, partnership, or association - an officer or agent authorized to receive service)

Why are you getting this?

A lawsuit has been filed against you, or the entity you represent, in this court under the number shown above. A copy of the complaint is attached.

This is not a summons, or an official notice from the court. It is a request that, to avoid expenses, you waive formal service of a summons by signing and returning the enclosed waiver. To avoid these expenses, you must return the signed waiver within 30 days (give at least 30 days, or at least 60 days if the defendant is outside any judicial district of the United States) from the date shown below, which is the date this notice was sent. Two copies of the waiver form are enclosed, along with a stamped, self-addressed envelope or other prepaid means for returning one copy. You may keep the other copy.

What happens next?

If you return the signed waiver, I will file it with the court. The action will then proceed as if you had been served on the date the waiver is filed, but no summons will be served on you and you will have 60 days from the date this notice is sent (see the date below) to answer the complaint (or 90 days if this notice is sent to you outside any judicial district of the United States).

If you do not return the signed waiver within the time indicated, I will arrange to have the summons and complaint served on you. And I will ask the court to require you, or the entity you represent, to pay the expenses of making service.

Please read the enclosed statement about the duty to avoid unnecessary expenses.

I certify that this request is being sent to you on the date below.

Date: 11/18/2011

[REDACTED]
Signature of the attorney or unrepresented party

[REDACTED]
Printed name

[REDACTED]
Address

[REDACTED]
E-mail address

[REDACTED]
Telephone number

NOTE: When the print dialogue box appears, be sure to uncheck the Annotations option.

AO 399 (Rev. 05/00)

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
Waiver of Service of Summons

TO: _____

(NAME OF PLAINTIFF'S ATTORNEY OR UNREPRESENTED PLAINTIFF)

I, Officer David Guzman, Star No. 12877, acknowledge receipt of your request
(DEFENDANT NAME)

that I waive service of summons in the action of of Chicago, et al,
(CAPTION OF ACTION)
which is case number _____ in the United States District Court
(DOCKET NUMBER)

for the Northern District of Illinois.

I have also received a copy of the complaint in the action, two copies of this instrument, and a means by which I can return the signed waiver to you without cost to me.

I agree to save the cost of service of a summons and an additional copy of the complaint in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4.

I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect in the summons or in the service of the summons.

I understand that a judgment may be entered against me (or the party on whose behalf I am acting) if an answer or motion under Rule 12 is not served upon you within 60 days after 11/18/11,
(DATE REQUEST WAS SENT)
or within 90 days after that date if the request was sent outside the United States.

(DATE)

(SIGNATURE)

Printed/Typed Name: _____

As _____ of _____
(TITLE) (CORPORATE DEFENDANT)

Duty to Avoid Unnecessary Costs of Service of Summons

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A defendant who waives service must within the time specified on the waiver form serve on the plaintiff's attorney (or unrepresented plaintiff) a response to the complaint and must also file a signed copy of the response with the court. If the answer or motion is not served within this time, a default judgment may be taken against that defendant. By waiving service, a defendant is allowed more time to answer than if the summons had been actually served when the request for waiver of service was received.

NOTE: When the print dialogue box appears, be sure to uncheck the Annotations option.

AO 399 (Rev. 05/00)

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
Waiver of Service of Summons

TO: _____

(NAME OF PLAINTIFF'S ATTORNEY OR UNREPRESENTED PLAINTIFF)

I, Officer David Guzman, Star No. 12877,
(DEFENDANT NAME) acknowledge receipt of your request

that I waive service of summons in the action of of Chicago, et al,
(CAPTION OF ACTION)

which is case number _____ in the United States District Court
(DOCKET NUMBER)

for the Northern District of Illinois.

I have also received a copy of the complaint in the action, two copies of this instrument, and a means by which I can return the signed waiver to you without cost to me.

I agree to save the cost of service of a summons and an additional copy of the complaint in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4.

I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect in the summons or in the service of the summons.

I understand that a judgment may be entered against me (or the party on whose behalf I am acting) if an answer or motion under Rule 12 is not served upon you within 60 days after 11/18/11,
(DATE REQUEST WAS SENT)
or within 90 days after that date if the request was sent outside the United States.

(DATE)

(SIGNATURE)

Printed/Typed Name: _____

As _____

(TITLE)

of _____

(CORPORATE DEFENDANT)

Duty to Avoid Unnecessary Costs of Service of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the summons and complaint. A defendant located in the United States who, after being notified of an action and asked by a plaintiff located in the United States to waive service of summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

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A defendant who waives service must within the time specified on the waiver form serve on the plaintiff's attorney (or unrepresented plaintiff) a response to the complaint and must also file a signed copy of the response with the court. If the answer or motion is not served within this time, a default judgment may be taken against that defendant. By waiving service, a defendant is allowed more time to answer than if the summons had been actually served when the request for waiver of service was received.

UNITED STATES DISTRICT COURT
for the
Northern District of Illinois

[REDACTED] Plaintiff)
v.)) Civil Action No. [REDACTED]
City of Chicago, et al.)
Defendant)

NOTICE OF A LAWSUIT AND REQUEST TO WAIVE SERVICE OF A SUMMONS

To: Officer Mark Gutkowski, Star No. 16228

(Name of the defendant or - if the defendant is a corporation, partnership, or association - an officer or agent authorized to receive service)

Why are you getting this?

A lawsuit has been filed against you, or the entity you represent, in this court under the number shown above. A copy of the complaint is attached.

This is not a summons, or an official notice from the court. It is a request that, to avoid expenses, you waive formal service of a summons by signing and returning the enclosed waiver. To avoid these expenses, you must return the signed waiver within 30 days (give at least 30 days, or at least 60 days if the defendant is outside any judicial district of the United States) from the date shown below, which is the date this notice was sent. Two copies of the waiver form are enclosed, along with a stamped, self-addressed envelope or other prepaid means for returning one copy. You may keep the other copy.

What happens next?

If you return the signed waiver, I will file it with the court. The action will then proceed as if you had been served on the date the waiver is filed, but no summons will be served on you and you will have 60 days from the date this notice is sent (see the date below) to answer the complaint (or 90 days if this notice is sent to you outside any judicial district of the United States).

If you do not return the signed waiver within the time indicated, I will arrange to have the summons and complaint served on you. And I will ask the court to require you, or the entity you represent, to pay the expenses of making service.

Please read the enclosed statement about the duty to avoid unnecessary expenses.

I certify that this request is being sent to you on the date below.

Date: 11/18/2011

Signature of the attorney or unrepresented party

Printed name

Address

E-mail address

Telephone number

NOTE: When the print dialogue box appears, be sure to uncheck the Annotations option.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
Waiver of Service of Summons

TO:

(NAME OF PLAINTIFF'S ATTORNEY OR UNREPRESENTED PLAINTIFF)

I, Officer Mark Gutkowski, Star No. 16228, acknowledge receipt of your request
(DEFENDANT NAME)

I have also received a copy of the complaint in the action, two copies of this instrument, and a means by which I can return the signed waiver to you without cost to me.

I agree to save the cost of service of a summons and an additional copy of the complaint in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4.

I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect in the summons or in the service of the summons.

I understand that a judgment may be entered against me (or the party on whose behalf I am acting) if an answer or motion under Rule 12 is not served upon you within 60 days after 11/18/11,
(DATE REQUEST WAS SENT)
or within 90 days after that date if the request was sent outside the United States.

4 DATE

(SIGNATURE)

Printed/Typed Name:

As _____ of _____
(TITLE) (CORPORATE DEFENDANT)

Duty to Avoid Unnecessary Costs of Service of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the summons and complaint. A defendant located in the United States who, after being notified of an action and asked by a plaintiff located in the United States to waive service of summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

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A defendant who waives service must within the time specified on the waiver form serve on the plaintiff's attorney (or unrepresented plaintiff) a response to the complaint and must also file a signed copy of the response with the court. If the answer or motion is not served within this time, a default judgment may be taken against that defendant. By waiving service, a defendant is allowed more time to answer than if the summons had been actually served when the request for waiver of service was received.

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
Waiver of Service of Summons**

TO:

(NAME OF PLAINTIFF'S ATTORNEY OR UNREPRESENTED PLAINTIFF)

I, Officer Mark Gutkowski, Star No. 16228, acknowledge receipt of your request
(DEFENDANT NAME)

I have also received a copy of the complaint in the action, two copies of this instrument, and a means by which I can return the signed waiver to you without cost to me.

I agree to save the cost of service of a summons and an additional copy of the complaint in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4.

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(DATE REQUEST WAS SENT)
or within 90 days after that date if the request was sent outside the United States.

(DATE)

(SIGNATURE)

Printed/Typed Name:

As _____ of _____
(TITLE) (CORPORATE DEFENDANT)

Duty to Avoid Unnecessary Costs of Service of Summons

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A defendant who waives service must within the time specified on the waiver form serve on the plaintiff's attorney (or unrepresented plaintiff) a response to the complaint and must also file a signed copy of the response with the court. If the answer or motion is not served within this time, a default judgment may be taken against that defendant. By waiving service, a defendant is allowed more time to answer than if the summons had been actually served when the request for waiver of service was received.

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

[REDACTED]
[REDACTED]
[REDACTED])
[REDACTED])

Plaintiffs,

v.

CITY OF CHICAGO, and Chicago Police
Officers Daniel O'Toole, Star No. 15346,
David Guzman, Star No. 12877, Mark
Gutkowski, Star No. 16228, Scott
McKenna, Star No. 3942, Timothy
Schumpp, Star No. 9207, Lawrence Stec,
Star No. 1980, Tamara Matthews, Star
No. 4640, and William Kilroy, Star No.
280,

Defendants

NOTICE OF FILING

To: Brandon J. Gibson
Lindsey M. Kakert
City of Chicago
30 North LaSalle Street, Suite 900
Chicago, IL 60602

PLEASE TAKE NOTICE that on November 18, 2011, the undersigned electronically filed
with the Clerk of this Court, the PLAINTIFF'S FIRST AMENDED COMPLAINT service of
which is being made upon you.

[REDACTED]
[REDACTED]

[REDACTED]

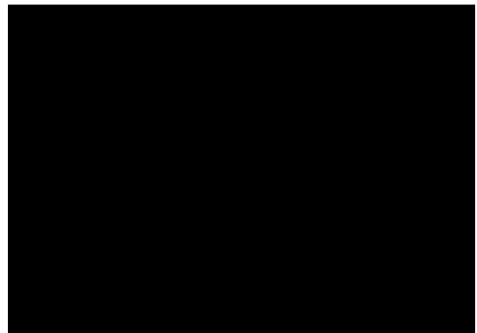
[REDACTED]

CERTIFICATE OF SERVICE

I hereby certify that on November 18, 2011, I filed and served the foregoing with the
Clerk of the Court using the Cm/EMF system.

LOG # _____

Attachment # _____



IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

[REDACTED]
[REDACTED])
[REDACTED])

Plaintiffs,

v.

CITY OF CHICAGO, and Chicago Police
Officers Daniel O'Toole, Star No. 15346,
David Guzman, Star No. 12877, Mark
Gutkowski, Star No. 16228, Scott
McKenna, Star No. 3942, Timothy
Schumpp, Star No. 9207, Lawrence Stec,
Star No. 1980, Tamara Matthews, Star
No. 4640, and William Kilroy, Star No.
280,

Defendants

)
Case No. [REDACTED]
)
FIRST AMENDED
) COMPLAINT FOR VIOLATION OF
CIVIL RIGHTS
) JUDGE NORDBERG
) **JURY DEMANDED**
)

JURISDICTION AND VENUE

1. This action arises under the United States Constitution and the Civil Rights Act of 1871 (42 U.S.C. Section 1983). This court has jurisdiction under and by virtue of 28 U.S.C. Sections 1343, 1331, and 1367.

2. Venue is founded in this judicial court upon 28 U.S.C. Section 1391 as the acts complained of arose in this district.

PARTIES

3. At all times herein mentioned, Plaintiff [REDACTED] was and is a citizen of the United States, and was within the jurisdiction of this court.

4. At all times herein mentioned, Plaintiff [REDACTED] was and is a citizen of the United States, and was within the jurisdiction of this court.

LCO: [REDACTED] 1651210
Attachment # 6

5. At all times herein mentioned, Chicago police officer Daniel O'Toole, Star No. 15346 ("O'Toole") was employed by the Chicago Police Department, and was acting under color of state law and as the employee, agent or representative of the Chicago Police Department. This Defendants is being sued in his individual capacity.

6. At all times herein mentioned, Chicago police officer David Guzman, Star No. 12877 ("Guzman") was employed by the Chicago Police Department, and was acting under color of state law and as the employee, agent or representative of the Chicago Police Department. This Defendants is being sued in his individual capacity.

7. At all times herein mentioned, Chicago police officer Mark Gutkowski, Star No. 16228 ("Gutkowski") was employed by the Chicago Police Department, and was acting under color of state law and as the employee, agent or representative of the Chicago Police Department. This Defendants is being sued in his individual capacity.

8. At all times herein mentioned, Chicago police officer Scott McKenna, Star No. 3942 ("McKenna") was employed by the Chicago Police Department, and was acting under color of state law and as the employee, agent or representative of the Chicago Police Department. This Defendants is being sued in his individual capacity.

9. At all times herein mentioned, Chicago police officer Timothy Schumpp, Star No. 9207 ("Schumpp") was employed by the Chicago Police Department, and was acting under color of state law and as the employee, agent or representative of the Chicago Police Department. This Defendants is being sued in his individual capacity.

10. At all times herein mentioned, Chicago police officer Lawrence Stec, Star No. 1980 ("Stec") was employed by the Chicago Police Department, and was acting under color of

state law and as the employee, agent or representative of the Chicago Police Department. This Defendants is being sued in his individual capacity.

11. At all times herein mentioned, Chicago police officer Tamara Matthews, Star No. 4640 ("Matthews") was employed by the Chicago Police Department, and was acting under color of state law and as the employee, agent or representative of the Chicago Police Department. This Defendants is being sued in her individual capacity.

12. At all times herein mentioned, Chicago police officer William Kilroy, Star No. 280 ("Kilroy") was employed by the Chicago Police Department, and was acting under color of state law and as the employee, agent or representative of the Chicago Police Department. This Defendants is being sued in his individual capacity.

13. At all times herein mentioned, the City of Chicago was a political division of the State of Illinois, existing as such under the laws of the State of Illinois. At all relevant times, the City of Chicago maintained, managed, and/or operated the Chicago Police Department.

FACTUAL ALLEGATIONS

14. On or about October 19, 2010, Plaintiffs were lawfully inside their home located at [REDACTED]

15. On that day and place defendants O'Toole, Guzman, Gutkowski, Mckenna, Schumpp, Stec, Matthews, and Kilroy entered plaintiffs' home and seized Plaintiffs.

16. Plaintiffs did not consent to being seized.

17. There was no outstanding arrest warrant for Plaintiffs.

18. There was no legal cause to seize Plaintiffs.

19. During the course of seizing [REDACTED] defendants O'Toole, Guzman, Gutkowski, Mckenna, Schumpp, Stec, Matthews, and/or Kilroy used force against Plaintiff.

20. There was no legal cause for defendants to use force against [REDACTED]

21. By reason of the above-described acts and omissions of Defendants, Plaintiffs sustained injuries, including but not limited to, humiliation and indignities, and suffered great mental and emotional pain and suffering all to their damage in an amount to be ascertained.

22. The aforementioned acts of defendants were willful, wanton, malicious, oppressive and done with reckless indifference to and/or callous disregard for Plaintiffs' rights and justify the awarding of exemplary and punitive damages in an amount to be ascertained according to proof at the time of trial.

23. By reason of the above-described acts and omissions of Defendants, Plaintiffs were required to retain an attorney to institute, prosecute and render legal assistance to them in the within action so that they might vindicate the loss and impairment of their rights. By reason thereof, Plaintiffs request payment by Defendants of a reasonable sum for attorney's fees pursuant to 42 U.S.C. Section 1988, the Equal Access to Justice Act or any other provision set by law.

COUNT I

**[REDACTED] Against O'Toole, Guzman, Gutkowski, Mckenna, Schumpp, Stec, Matthews,
and Kilroy for
EXCESSIVE FORCE**

24. Plaintiff [REDACTED] hereby incorporates and realleges paragraphs one (1) through twenty-three (23) hereat as though fully set forth at this place.

25. During and immediately after [REDACTED] seizure, Defendants used excessive force against Plaintiff's person.

26. There was no legal cause for Defendants to use force against [REDACTED]

27. By reason of Defendants' conduct, Plaintiff was deprived of rights, privileges and immunities secured to him by the Fourth Amendment to the Constitution of the United States and laws enacted thereunder.

28. The physical violence inflicted upon Plaintiff was unnecessary, unreasonable, and excessive, and was therefore in violation of Plaintiff's Fourth and/or Fourteenth Amendment Rights. Therefore, Defendants are liable to Plaintiff pursuant to 42 U.S.C. § 1983.

COUNT II

**Plaintiffs against O'Toole, Guzman, Gutkowski, Mckenna, Schumpp, Stec, Matthews, and Kilroy for
UNREASONABLE SEARCH**

29. Plaintiffs hereby incorporate and reallege paragraphs one (1) through twenty-three (23) hereat as though fully set forth at this place.

30. By reason of Defendant's conduct, Plaintiffs were deprived of rights, privileges and immunities secured to them by the Fourth and/or Fourteenth Amendments of the Constitution of the United States and laws enacted thereunder.

31. The arbitrary intrusion by Defendants, into the security and privacy of plaintiffs' residence was in violation of Plaintiffs' Constitutional Rights and not authorized by law. Defendant violated Plaintiffs' rights in the following manner: (1) The forcible entry and search of Plaintiffs' residence; (2) Forcibly entering the residence without first knocking and announcing their office; and (3) Causing excessive and unnecessary damage to Plaintiffs' residence and personal property. These acts were in violation of Plaintiffs' Fourth and/or Fourteenth Amendment rights. Therefore, Defendants, and each of them, in their individual capacity are liable to Plaintiffs pursuant to 42 U.S.C. § 1983.

COUNT III
Plaintiffs against O'Toole for
UNREASONABLE PROCUREMENT OF A SEARCH WARRANT

32. Plaintiffs hereby incorporate and reallege paragraphs one (1) through twenty-three (23) hereat as though fully set forth at this place.
33. Defendant O'Toole procured a search warrant identifying Plaintiffs' residence as the premises to be searched.
34. Procurement of the search warrant was unreasonable and unconstitutional for one or more of the following reasons:
 - a. relied upon a confidential informant who had not previously provided reliable information in order to obtain the warrant;
 - b. failed to independently verify information provided by the confidential informant prior to obtaining the warrant;
 - c. failing to advise the Assistant State's Attorney approving the warrant application and the judge issuing the warrant of all available relevant information related to Plaintiffs' residence and/or Plaintiffs;
 - d. failing to conduct a search of available databases for any information connecting the subject of the search warrant to Plaintiffs' residence;
 - e. failing to be truthful with the Assistant State's Attorney approving the warrant application and the judge issuing the warrant regarding all information provided by any alleged confidential information and corroboration of that information or lack thereof;
 - f. failing to conduct a search of available databases for information related to the identity of the occupants of plaintiffs' home.

35. No reasonably well trained police officer in the position of O'Toole would have applied for the search warrant obtained by O'Toole and it was done intentionally or with reckless disregard to the rights of Plaintiffs.
36. As a result of O'Toole's unreasonable procurement of the search warrant Plaintiffs sustained damages including but not limited to property damage, property loss, and emotional distress.
37. The procurement of the search warrant was in violation of Plaintiffs' Constitutional Rights and not authorized by law. The foregoing was unnecessary, unreasonable and excessive, and in violation of Plaintiffs' Fourth Amendment rights under the U.S. Constitution. Therefore, Unknown Officers are liable to Plaintiffs pursuant to 42 U.S.C. § 1983.

COUNT IV

**[REDACTED] Against O'Toole, Guzman, Gutkowski, Mckenna, Schumpp, Stec, Matthews,
Kilroy, and City of Chicago For
The Supplemental Claim Of BATTERY**

38. Plaintiff hereby incorporates and realleges paragraphs one (1) through twenty-three (23) hereat as though fully alleged at this place.
39. O'Toole, Guzman, Gutkowski, Mckenna, Schumpp, Stec, Matthews, and/or Kilroy without any legal cause, used force against Plaintiff's person.
40. The use of force by defendants against Plaintiff's person constituted a battery to Plaintiff.
41. As a result of the battery, plaintiff was injured physically, emotionally, and otherwise.

42. The City of Chicago is liable to plaintiff for the acts of O'Toole, Guzman, Gutkowski, Mckenna, Schumpp, Stec, Matthews, and Kilroy pursuant to the doctrine of *respondeat superior*.

43. Therefore, O'Toole, Guzman, Gutkowski, Mckenna, Schumpp, Stec, Matthews, Kilroy and the City of Chicago are liable under the supplemental state law claim of Battery.

WHEREFORE, the Plaintiffs, by and through their attorneys, [REDACTED]
requests judgment as follows against the Defendants, and each of them:

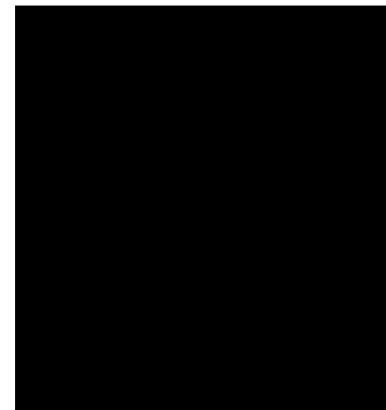
1. That the Defendants be required to pay Plaintiffs' general damages, including emotional distress, in a sum to be ascertained;
2. That the Defendants be required to pay Plaintiffs' special damages;
3. That the Defendants other than the City of Chicago be required to pay Plaintiffs' attorneys fees pursuant to Section 1988 of Title 42 of the United States Code, the Equal Access to Justice Act or any other applicable provision;
4. That the Defendants other than the City of Chicago be required to pay punitive and exemplary damages in a sum to be ascertained;
5. That the Defendants be required to pay Plaintiffs' costs of the suit herein incurred; and
6. That Plaintiffs have such other and further relief as this Court may deem just and proper.

BY: [REDACTED]

gbrowne@efox-law.com

PLAINTIFF HEREBY REQUESTS A TRIAL BY JURY

BY:



INDEPENDENT POLICE REVIEW AUTHORITY

19 January 2012
Log #1051210

TO: Commanding Officer; Unit 189
Sgt. Pena #2086

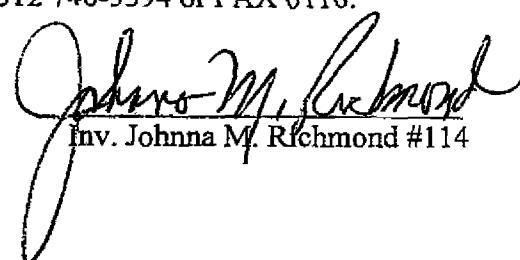
FROM: Inv. Johnna M. Richmond, #114
Independent Police Review Authority

SUBJECT: Search Warrant Packet

The R/I is requesting a search warrant packet for the following and include all related documents such as arrest reports, case reports, tactical response reports, sketches, diagrams and assignments: Involved parties: [REDACTED]
[REDACTED]

Date of incident: 19 October 2010
Location: [REDACTED]
Time: 1104 hours
District: 016

If there are any questions or concerns, please call #312 746-3594 or PAX 0116.


Inv. Johnna M. Richmond #114

LOG #1051210
Attachment # 7

Page 1 of 2

COURT BRANCH

COURT DATE

DOROTHY BROWN, CLERK OF THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

(3-81) CCMC-I-219

STATE OF ILLINOIS
COUNTY OF COOK

THE CIRCUIT COURT OF COOK COUNTY

COMPLAINT FOR SEARCH WARRANT

19 OCT 2010
 1415 AM/1
 I, P.O. Daniel O'Toole #15346 ,Chicago Police Department, Narcotics Section, and J. Doe, Complainants now appears before the undersigned judge of the Circuit Court of Cook County and requests the issuance of a search warrant to search:

[REDACTED] a male Hispanic, approximately 5'07" tall and weighing 200lbs., with brown eyes, brown hair, medium complexion, D.O.B. [REDACTED]

and the premises:

The single family residence located [REDACTED]

and seize the following instruments, articles and things:

[Handwritten signature]
 Cocaine, a controlled substance, any other controlled substances, any documents showing residency, any paraphernalia used in the weighing, cutting, or mixing of illegal drugs, any money, any records detailing illegal drug transactions.

which have been used in the commission of, or which constitute evidence of the offense of:

Unlawful Possession of a Controlled Substance 720 ILCS 570/402

Complainant says that he has probable cause to believe, based upon the following facts, that the above listed things to be seized are now located upon the person and premises set forth above:

I, Officer Daniel O'Toole #15346, assigned to the Narcotics Section, Area 2, Team B6, have been a Chicago police officer for the past ten years. During the past ten years I have made numerous narcotics and weapons related arrests.

On 19 October 2010 , I had an opportunity to speak with an individual that I will refer to as J. Doe. J. Doe provided me with information concerning an individual by the name of [REDACTED] a male Hispanic approximately, 5'07, 200lbs, brown eyes, brown hair, medium complexion, D.O.B. [REDACTED]
 [REDACTED] John Doe has known [REDACTED] for the last year, and during that time has bought Crack Cocaine from him on numerous occasions. John Doe related to R/O that [REDACTED] sells Crack Cocaine from his residence, and keeps it in his kitchen. John Doe stated that on today's date, 19 Oct 2010 he entered the residence of [REDACTED] at [REDACTED]

P. O. O' Toole
 #15346 J. Doe
 COMPLAINANT

Subscribed and sworn to before me on

October 19 2010

JUDGE 105/210 Judge's No.

Attachment # 8

Page 2 of 2

COURT BRANCHCOURT DATE

DOROTHY BROWN, CLERK OF THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

(3-81) CCMC-1-219

STATE OF ILLINOIS
COUNTY OF COOK

THE CIRCUIT COURT OF COOK COUNTY

COMPLAINT FOR SEARCH WARRANT

asked him for an amount of Crack Cocaine. John Doe then tendered [REDACTED] an agreed upon amount of U.S.C. and [REDACTED] accepted the currency and walked into his kitchen accompanied by John Doe and reached into a "Corn Flakes" brand cereal box which contained several clear plastic bags containing suspect Crack Cocaine and removed an amount of Crack Cocaine (which was packaged in clear knotted plastic bags) and handed it to J. Doe. J. Doe observed a substantial amount of Crack Cocaine (numerous clear knotted plastic bags) left in the said cereal box. J. Doe then left the residence and ingested said Crack Cocaine getting same euphoric feeling he gets whenever he uses Crack Cocaine. John Doe has used Crack Cocaine for the past two years.

On today's date, John Doe then accompanied R/O and R/O's partner in covert vehicle and drove to the [REDACTED] As R/O drove on the block, John Doe pointed to [REDACTED] and stated "that's [REDACTED] house".

J. Doe was presented before the undersigned judge, swore to the contents of the complaint and was available for questions by the undersigned judge.

Based on the above information provided by J. Doe and my experiences as a Chicago Police Officer, I respectfully request that a search warrant be authorized for the person of [REDACTED] a male Hispanic black, approximately 5'07" tall and weighing 200lbs., with brown eyes, brown hair, and medium complexion, D.O.B. [REDACTED] and [REDACTED] a single family residence, Chicago, Illinois, Cook County.

Subscribed and sworn to before me on [REDACTED]

COMPLAINANT

October 19 2010

P.D. Tammie
J. DoeFifteenth Judicial District
Judge No. 105/210

Attachment # 8

Page 1 of 1

(3-81) CCMC-1-220

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

The People of the State of Illinois to all peace officers of the state

SEARCH WARRANT

On this day, P.O. Daniel O'Toole #15346, Chicago Police Department, Narcotics Section, Complainant and J. Doe, has subscribed and sworn to a complaint for search warrant before me. Upon examination of the complaint, I find that it states facts sufficient to show probable cause.

I therefore command that you search:

[REDACTED] a male Hispanic, approximately 5'07 tall and weighing 200lbs., with brown eyes, brown hair medium complexion, D.O.B. [REDACTED]

and the premises:

The single family residence located at [REDACTED]

and seize the following instruments, articles and things:

Cocaine, a controlled substance any other controlled substances, any documents showing residency, any paraphernalia used in the weighing, cutting or mixing of illegal drugs, any money, any records detailing illegal drug transactions.

which have been used in the commission of, or which constitute evidence of the offense of:

Unlawful Possession of a Controlled Substance 720 ILCS 570/402

I further command that a return of anything so seized shall be made without necessary delay before me or before:

Judge

or before any court of competent jurisdiction.

e

KATHLEEN ANN PANZICAKathleen Ann Panzica 1962

JUDGE

Judge's No.

Date and time of issuance:

October 19, 2010 10:45 AMAttachment # 9

VICE CASE
REPORT
CHICAGO POLICE

1 OFFENSE - PRIMARY CLASSIFICATION
 1 GAMBLING 2 NARCOTICS 3 LIQUOR LAW VIOLATION
 4 PROSTITUTION 5 OBSCENITY 6 PUBLIC INDECENCY (LIC. PREMISE)

2 SECONDARY CLASSIFICATION

Possess Less Than 30 Grams: Cannabis

1-UCR OFFENSE CODE 3. RD NC.

1811

4 ADDRESS OF OCCURRENCE (NO - DIR. - STREET - APT. NO.)

5 DATE OF OCCURRENCE - TIME

19 OCT 10 1959

6 DATE R.O. ARRIVED - TIME

19 OCT 10 1959

7. BEAT/UNIT ASSIGNED

6826

8 BEAT OCCURRED

1611

9. TYPE OF LOCATION/PREMISE WHERE OFFENSE OCCURRED

193 DRUG STORE 095 AIRPORT/AIRCRAFT
 240 TAVERNS/LIQUOR STORE 166 POOL ROOM 260 HOTEL/MOTEL 121 CHA APARTMENT
 293 RESTAURANT 167 BARBER SHOP 165 NEWSSTAND 123 CHA PARKING LOT/GROUNDS
 290 RESIDENCE 304 STREET 269 PARK PROPERTY

OTHER - SPECIFY & ENTER CODE

LOCATION CODE

1290

10. LICENSEE'S NAME (CORP. IF APPLICABLE)

11. BUSINESS LICENSE NO(S)

12. VICTIM'S/ COMPLAINANT'S NAME (LAST - FIRST - M.I.)

13. HOME ADDRESS (NO. - DIR. - STREET - APT. NO.)

14. SEX - RACE - AGE CODE

15. HOME PHONE

16. BUSINESS PHONE

17. TIME AVAIL

RACE CODES

- 1 - BLACK
2 - WHITE
3 - BLACK-HISPANIC
4 - WHITE-HISPANIC
5 - AMER IND./ALASKA NAT
6 - ASIAN/PACIFIC ISLANDER

18. PERSON 1 DISCOVERED 2 WITNESSED 3 REPORTED OFFENSE

19. OFFENDER'S NAME (OR DESCRIBE CLOTHING, ETC.)

20. OFFENDER IN CUSTODY

1 YES 2 NO

21. NICKNAME/A.K.A.

22. HOME ADDRESS

23. SEX - RACE - AGE CODE

HEIGHT

WEIGHT

EYES

HAIR

COMPL

24. DATE OF BIRTH

25. I.R./C.B. NO

26. CHARGES

27. COURT BRANCH - CALL

28. COURT DATE

29. INVENTORY NO

30. WEIGHT

31. E.S.V.

OFFENDER'S NAME (OR DESCRIBE CLOTHING, ETC.)

OFFENDER IN CUSTODY?

1 YES 2 NO

NICKNAME/A.K.A.

HOME ADDRESS

SEX - RACE - AGE CODE

HEIGHT

WEIGHT

EYES

HAIR

COMPL

DATE OF BIRTH

I.R./C.B. NO

CHARGES

COURT BRANCH - CALL

COURT DATE

INVNTORY NO

WEIGHT

E.S.V.

OFFENDER'S NAME (OR DESCRIBE CLOTHING, ETC.)

OFFENDER IN CUSTODY?

1 YES 2 NO

NICKNAME/A.K.A.

HOME ADDRESS

SEX - RACE - AGE CODE

HEIGHT

WEIGHT

EYES

HAIR

COMPL

DATE OF BIRTH

I.R./C.B. NO

CHARGES

COURT BRANCH - CALL

COURT DATE

INVENTORY NO

WEIGHT

E.S.V.

32. NO. OF OFFENDERS

33. NO. OF ARRESTEES

34. TYPE OF ARREST

ON VIEW WARRANT

35. ADDRESS OF ARREST

36. VEHICLE USED BY OFFENDER(S)

YEAR

MAKE

BODY STYLE

COLOR

VIN.

STATE LICENSE NO

STATE EXPIR. MO/YEAR

37. OTHER VEHICLE IDENTIFIERS

38. VEHICLE CONFISCATED

POUND

39. MOTOR VEHICLE INVENTORY NO

1 YES 2 NO

40. NARRATIVE (Do not duplicate or repeat information - for explanation or additional information only)

EVENT

RND

SEE ODC NARCOTICS SUPPLEMENTARY REPORT

41. FLASH MESSAGE SENT?
 1 YES 2 NO
42. GANG RELATED - AFFILIATION
 VICTIM
 OFFENDER.....

43. EXTRA COPIES REQUIRED (NO. & RECIPIENT)
 NORMAL (3)

CONTINUE
OTHER SIDE

44. NOTIFICATIONS, IF APPROPRIATE, MADE BY
McHENNA 13442

UNIT NOTIFIED

PERSON NOTIFIED
OEMC Wilson 48

DATE (DAY-MO-YEAR) - TIME
19 OCT 10 2125

45. REPORTING OFFICER'S NAME (PRINT)

STAR NO

46. REPORTING OFFICER'S NAME (PRINT)

STAR NO

47. DATE INVEST. COMPLETED - TIME
19 OCT 10 2230

48. SUPERVISOR APPROVING (PRINT NAME)
Sgt. L. Lee

STAR NO.
1980

SIGNATURE

15346

SIGNATURE

49. DATE SUPV. APPROVAL - TIME
19 OCT 10 2230

50. APPROVAL SIGNATURE
Lev

Inventory and describe all property or possible evidence recovered at the end of the Narrative in column form. Show exactly where found, when found, who found it and its description (include Property Inventory numbers). If property taken was scribed for Operation Identification, indicate I.D. number at the end of Narrative. Offender's approximate description, if possible, should include name if known, nickname, sex, race code, age, height, weight, color eyes and hair, complexion, scars, marks, etc. If suspect is arrested, give name, sex, race code, age, C.B. or I.R. number, if known, and state "In Custody." All descriptions and statements in this entire report are approximations or summarizations unless indicated otherwise.

Narcotic & Gang Investigation Section Supplementary Report CHICAGO POLICE-FOR USE BY B.I.S. PERSONNEL ONLY

Offense Classification / Last Report		IUCR Code	Offense Reclassification / DNA		Revised IUCR							
Possession of Cannabis		1812	DNA									
Address of Occurrence		Type of Location	Location Code	Date of Occurrence	Time of Occurrence	Beat of Occ.	Beat Assigned					
		Residence	290	19 Oct 10	1959	1611	6226					
Victims	Victim's Name	Relation	Method Code	Method Assigned	Unit	Safe Method	If Residence / Where					
1	State of Illinois		024	Field	189	DNA	DNA					
Offenders	Offender's Name	Relation	Num Arrested	Arrest Unit	Adults	Juveniles	Fire					
1	(not in custody)		024	0	189	1	0					
Update Information *See Narrative For Updated Information												
Victim Verified	Offender Verified	Property Verified	Circumstances Verified									
Victim Update	Offender Updated	Property Updated	Circumstances Updated									
STATUS												
0 - Prog	1 - Sus	2 - Unf	3 - C/C	4 - C/O	5 - C/C/X	6 - C/O/X	7 - C/N/C	1 - Arrest	2 - Juv-Ct	3 - Ref Pros	4 - Comm Adj	5 - Other
[]	[]	[]	[]	[]	[]	[]	[]	[]	[]	[]	[]	[]

EVENT NUMBER: [REDACTED] INCIDENT NUMBER: [REDACTED] RAID NUMBER: [REDACTED] R.D. NUMBER: [REDACTED]

This Is A Narcotic Section Investigation Officer's Report By Beat 6226

OPERATION / MISSION #: Area#2 Anti- Violence Task Force

OFFENDER(S): Not in custody: [REDACTED] M/4/43

CHARGE(S):

SEARCH WARRANT NUMBER: [REDACTED]

ASA APPROVING SEARCH WARRANT: Haniczek

JUDGE APPROVING SEARCH WARRANT: Panozzo #1962

POLICE PERSONNEL ON SCENE:

Supervisor: Sgt. Stec#1980, Affiant: D.O'Toole#15346, M.Gutkowski#16228, D. Guzman#12877, T Schumpp#9207 T.Matthews#4640, S. McKenna#3942

90 EXTRA COPIES REQ'D	91 DATE SUBMITTED 19 Oct 10	TIME 2210	92 SUPERVISOR APPRV-STAR Sgt Stec#1980
93 REPORTING OFFICER-PRINT D.O'Toole	STAR 15346	94. REPORTING OFFICER SIGNATURE	SIGNATURE DATE APPROVED TIME LOG # 10/5/2010 22 35
LIEUTENANT APPROVAL - STAR	DATE APPROVED — TIME Attachment # 11		

Event Number: [REDACTED] Incident Number: [REDACTED] Raid Number: [REDACTED] RD Number: [REDACTED]

This Is A Narcotic Section Investigation Officer's Report By Beat 6226

Page 2

EVIDENCE RECOVERED

[REDACTED] (2) letters demonstrating proof of residence (rec.
By P.O O'Toole#15346 in subjects bedroom)
[REDACTED] 1. Bundle of narcotic packaging and 1. Narcotic
pipe used to smoke Cannabis (rec. By P.O Guzman#12877 in
the basement)
[REDACTED] 1. Evidence recovery log and copy of Search
Warrant

EVIDENCE OFFICER:

PO. McKenna # 3942

NOTIFICATIONS:

OEMC Wilson #8

HISTORY OF INVESTIGATION: In summary, on stated date 19 Oct 10, R/O along with members of the Organized Crime Division / Narcotics Section Squads B-6 executed Search Warrant # [REDACTED]

R/O along with team members knocked on the front door of residence , received no response, then forced entry. R/O's announced office and observed the target of warrant [REDACTED] immediately. R/O's detained the subject and he stated to R/O's that "I smoke weed, and I have a pipe down in the basement, I'm a grown man, I can smoke weed if I want". R/O's performed a systematic search of the residence and recovered the above items.

R/O's relocated to 3340 W. Filmore for processing.

This investigation is clear/ closed with no arrest.

LOG # 1051210

PREPARER-SIGN OR INITIAL <u>D. J.</u>	APPROVAL-SIGN OR INITIAL <u>A. J.</u>
--	--

INV NO [REDACTED]

PKG NO [REDACTED]

UNIT

189

INVENTORY NO.

DATE RECOVERED

19-OCT-2010

RD [REDACTED]

RE-INVENTORY OF:

ITEM ID QUANTITY

DESCRIPTION OF PROPERTY

[REDACTED] 2 OTHER : LETTERS SHOWING PROOF OF RESIDENCE

O
P
Y

3

C

\$ INVENTORY AMT

COMMENTS:

U

EVIDENCE & RECOVERED PROPERTY SECTION USE ONLY

R

T

CHARGE TYPE:

INCHOATE:

Court Date

Court Branch

CURRENCY:

IUCR: 1811 NARCOTICS POSS: CANNABIS 30GMS OR LESS

STATE CHARGES:

RECOVERED/SEIZED FROM - NAME [REDACTED]

AT [REDACTED]

BEAT OF RECOVERY

1811

DECEASED

ARRESTED

OWNER'S NAME [REDACTED]

ADDRESS [REDACTED]

TELEPHONE NO.

JUDGE

CT.BR.

FOUND BY - NAME O TOOLE, DANIEL Star: 15346

ADDRESS [REDACTED]

TELEPHONE NO.

OFFICER'S SIGNATURE - STAR UNIT

CHECK IF

CPD.

SEE COPY 4 FOR NOTICE TO FINDER

E. & R.P.S USE ONLY

HOLD FOR INVESTIGATION
AND/OR EVIDENCE
(IF NOT NEEDED FOR INVESTIGATION/EVIDENCE, LEAVE BLANK)

INVESTIGATING OFFICER -
O TOOLE, DANIEL

STAR NO.
15346

UNIT
189

1st OFFICER'S NAME
O TOOLE, DANIEL

STAR NO.
15346

PROPERTY AVAILABLE FOR RETURN TO
OWNER

SIGNATURE
Electronic Approval

UNIT
189

TO BE DISPOSED OF BY CUSTODIAN (NOT TO BE RETURNED)
(THIS APPLIES IF PROPERTY IS NOT EVIDENCE, NOT RETURNABLE AND/OR OWNER IS UNKNOWN)

2nd OFFICER'S NAME
MC KENNA, SCOTT

STAR NO.
3942

INITIAL DESTINATION OF PROPERTY:
ERPS

SIGNATURE
Electronic Approval

UNIT
189

VIA POLICE MAIL RECOVERING UNIT PERSONNEL
 E & RPS PICKUP EVID./LAB TECHNICIAN

APPROVING DESK SERGEANT
STEC, LAWRENCE

STAR NO.
1980

DATE
19-OCT-2010

TIME
21:58

Created by: PCOL856

Printed by: PCOG970 19-OCT-2010 21:58

COPY 3 - COURT COPY - ATTACH TO COURT PAPERS

CPD 0062987

Attachment 1
1051210
1603

PROPERTY INVENTORY - NO.
CHICAGO POLICE DEPARTMENT
CPD-34 523 (REV. 10/09)

INV NO [REDACTED]

PKG NO [REDACTED]

UNIT

189

INVENTORY NO.
[REDACTED]

DATE RECOVERED

19-OCT-2010

RD [REDACTED]

RE-INVENTORY OF:

ITEM ID	QUANTITY	DESCRIPTION OF PROPERTY
[REDACTED]	1	OTHER . EVIDENCE RECOVERY LOG C
[REDACTED]	1	OTHER : COPY OF SEARCH WARRANT 10SW8855 O
		P
		Y
		3
		C
		O
		U
		R
		T
COMMENTS:		\$ INVENTORY AMT

Court Date
Court Branch

EVIDENCE & RECOVERED PROPERTY SECTION USE ONLY					
IUCR: 1811	NARCOTICS POSS: CANNABIS 30GMS OR LESS	CHARGE TYPE: INCHOATE:			
STATE CHARGES:					
RECOVERED/SEIZED FROM - NAME <input checked="" type="checkbox"/> O TOOLE, DANIEL <input type="checkbox"/> DECEASED <input type="checkbox"/> ARRESTED	AT 3340 W FILLMORE ST CHICAGO, IL 60624	BEAT OF RECOVERY 1134			
OWNER'S NAME O TOOLE, DANIEL Star: 15346	ADDRESS	TELEPHONE NO.	JUDGE	CT.BR.	
FOUND BY - NAME O TOOLE, DANIEL Star: 15346	ADDRESS	TELEPHONE NO.	OFFICER'S SIGNATURE - STAR UNIT <input checked="" type="checkbox"/>		
SEE COPY 4 FOR NOTICE TO FINDER					
C <input checked="" type="checkbox"/> HOLD FOR INVESTIGATION AND/OR EVIDENCE (IF NOT NEEDED FOR INVESTIGATION/EVIDENCE, LEAVE BLANK)	INVESTIGATING OFFICER - O TOOLE, DANIEL 15346	STAR NO. 15346	UNIT 189	1st OFFICER'S NAME O TOOLE, DANIEL	STAR NO. 15346
K <input type="checkbox"/> PROPERTY AVAILABLE FOR RETURN TO OWNER		SIGNATURE Electronic Approval	UNIT 189	E. & R.P.S USE ONLY P	
O <input type="checkbox"/> TO BE DISPOSED OF BY CUSTODIAN (NOT TO BE RETURNED) (THIS APPLIES IF PROPERTY IS NOT EVIDENCE, NOT RETURNABLE AND/OR OWNER IS UNKNOWN)		2nd OFFICER'S NAME MC KENNA, SCOTT	STAR NO. 3942	Y	
N <input type="checkbox"/>	SIGNATURE Electronic Approval	UNIT 189			
E <input type="checkbox"/>					
INITIAL DESTINATION OF PROPERTY: ERPS		STAR NO. 1980	DATE 19-OCT-2010	TIME 21:57	
VIA <input checked="" type="checkbox"/> POLICE MAIL <input type="checkbox"/> E & R.P.S PICKUP	RECOVERING UNIT PERSONNEL <input type="checkbox"/> EVID./LAB TECHNICIAN	APPROVING DESK SERGEANT STEC, LAWRENCE			

Created by: PCOL856

COPY 3 - COURT COPY - ATTACH TO COURT PAPERS

Printed by: PCOG970 19-OCT-2010 21:57

CPD 0062988

Affidavit # 1051210

CHICAGO POLICE DEPARTMENT
EVENT QUERY

24-JAN-2012 PAGE 1

Event # [REDACTED]

Type	Location	Date	Pri	DG	Svc Beat	Disp
SEARCH	[REDACTED]	19-OCT-2010 19:59:18	3D	016	1811	
Source	Response Level	Caller			Phone	
R	1					
Address of Occurrence [REDACTED]			Occ Beat			

Event Chronology

Date	Activity	Wkstn	Person	Text
19-OCT-2010 19:59:18	OUTSER	PD60	[REDACTED]	Type: SEARCH
19-OCT-2010 19:59:18	DOS	PD60	[REDACTED]	6226
19-OCT-2010 19:59:52	TRNS	PD60	[REDACTED]	G/016
19-OCT-2010 20:00:07	ASST	PD60	[REDACTED]	1671
19-OCT-2010 20:43:03	ACK	PMDT5587	[REDACTED]	1671
19-OCT-2010 20:50:13	CLEAR	PD60	[REDACTED]	1671
19-OCT-2010 21:20:13	CASERD	PD60	[REDACTED]	RDG Report Number 6226 [REDACTED]
				D/1811 By: D304242
19-OCT-2010 21:55:13	CLEAR	PD60	[REDACTED]	6226
19-OCT-2010 21:55:13	CLOSE	PD60	[REDACTED]	
	RMKS			Event Transferred

Unit Summary

Unit	Dispatch	Enroute	Onscene	T	TA	TC	Clear
6226	19:59:18		19:59:18				21:55:13
1671	20:00:07						20:50:13

LUG 105/210

Attachment # 13



INDEPENDENT POLICE REVIEW AUTHORITY
CITY OF CHICAGO

25 January 2012

Log# 1051210

Your Client:

Civil Suit: [REDACTED]

CERTIFIED AND FIRST CLASS U.S MAIL

Dear [REDACTED]

The Independent Police Review Authority (IPRA) is conducting an investigation into the allegations of misconduct against a member of the Chicago Police Department. This is a standard procedure where a lawsuit has been filed.

I have been assigned as the investigator for the above-mentioned Log Number. To conduct a thorough investigation, it will be necessary for me to interview your client and any witnesses to the alleged misconduct. I am requesting your permission to interview your client. In addition, please be advised that your client will be asked to sign the Sworn Affidavit as required by the Illinois Uniform Peace Officers Disciplinary Act. It would also assist the investigation if you can provide me with a copy of any relevant documents in your possession.

Please contact me upon receipt of this letter at (312) 746-3609, ext. 1032.

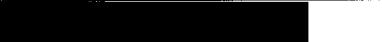
Sincerely,

Investigator Johnna Richmond, #114

cc: [REDACTED]

LOG# 1051210

Attachment # 14

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none">■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.■ Print your name and address on the reverse so that we can return the card to you.■ Attach this card to the back of the mailpiece, or on the front if space permits.		<p>A. Signature </p> <p>date of Delivery 7/24/</p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p>	
1. Article Addressed to: 		3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.	
2. Article Number <i>(Transfer from service label)</i> 		4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes	

PS Form 3811, August 2001

Domestic Return Receipt

102595-01-M-2509

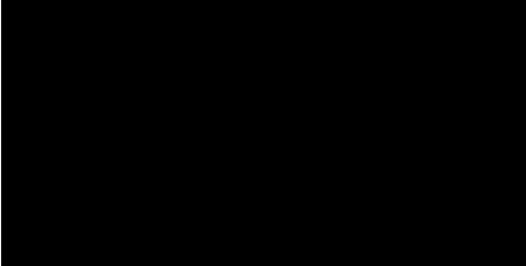
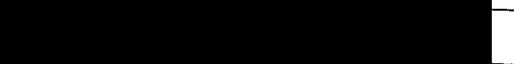
Certified Mail Receipt
Log # 1050210
Att.# 15

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none"> ■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. ■ Print your name and address on the reverse so that we can return the card to you. ■ Attach this card to the back of the mailpiece, or on the front if space permits. 			
1. Article Addressed to:		A. [REDACTED]	
[REDACTED]		B. [REDACTED] C. Date of Delivery [REDACTED]	
D. Is delivery address different from Item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No		[REDACTED]	
2. Article Number <i>(Transfer from service label)</i>		3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.	
		4. Restricted Delivery? <i>(Extra Fee)</i> <input type="checkbox"/> Yes	

Certified Mail Receipt

Log # 1051210

Log # 10
Att.# 16

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none">■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.■ Print your name and address on the reverse so that we can return the card to you.■ Attach this card to the back of the mailpiece, or on the front if space permits.		<p>Agent Addressee</p> <p>B. Received by (Printed Name) C. Date of Delivery</p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p> <p>E. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>F. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>	
1. Article Addressed to: 	2. Article Number <i>(Transfer from service label)</i> 	Domestic Return Receipt	
PS Form 3811, August 2001		102595-01-M-2509	

Certified Mail Receipt

Log # 1051210

Att.# 

LOG NO 1051210

ATTACHMENT NO. 17